



The Calendar of the House of Representatives

Speaker Allan G. Bense

Speaker pro tempore Leslie Waters

Week 8 –Day 50

Tuesday, April 25, 2006

The House will convene on Tuesday, April 25, 2006 at 10:30 AM

These are the times reserved for committee meetings, but committees do not necessarily meet. See detailed meeting notices.

Monday Day 49 April 24, 2006	Tuesday Day 50 April 25, 2006	Wednesday Day 51 April 26, 2006	Thursday Day 52 April 27, 2006	Friday Day 53 April 28, 2006
<p>Meeting Notice Due April 21, 2006</p> <p><u>8:00 – 9:00</u> Reserved for Budget Conference</p> <p><u>9:00 – 12:00</u> Commerce Council 404H</p>	<p>Meeting Notice Due April 24, 2006</p> <p><u>8:00 – 9:00</u> Reserved for Budget Conference</p> <p><u>9:00 – 10:00</u> Commerce Council Morris Hall</p> <p>Health & Families Council Reed Hall</p> <p>Justice Council 404H</p> <p><u>10:30 – 4:45</u> SESSION</p>	<p>Meeting Notice Due April 25, 2006</p> <p><u>8:00 – 9:00</u> Reserved for Budget Conference</p> <p><u>10:00 – 5:00</u> SESSION</p>	<p>Meeting Notice Due April 26, 2006</p> <p><u>9:00 – 5:00</u> SESSION</p>	<p>Meeting Notice Due April 27, 2006</p> <p><u>9:00 – 4:00</u> SESSION</p>
12:00 – 1:00 LUNCH				
<p><u>1:00 – 4:45</u> SESSION</p> <p><u>4:45 or immediately upon the adjournment of Session</u> Rules & Calendar Council 404H</p> <p><u>5:00 – 6:00</u> Reserved for Budget Conference</p>	<p><u>4:45</u> OR AT THE CALL OF THE CHAIR</p> <p>Rules & Calendar Council 404H</p> <p><u>5:00 – 6:00</u> Reserved for Budget Conference</p>	<p><u>5:00 or immediately upon the adjournment of Session</u> Rules & Calendar Council 404H</p>		2 nd AMENDED

IMPORTANT LEGISLATIVE DATES

2006

April 20	Last day for councils, committees, or subcommittees to meet after giving 2 days (excluding Saturday and Sunday) notice on bills (at least 1 day notice thereafter).	45 th Day [Rule 7.10(a)]
April 20	Last day on which councils, committee, or subcommittee amendments shall be filed by 5 p.m., 1 day (excluding Saturday and Sunday) in advance of council, committee, or subcommittee meeting by nonappointed members (2 hours thereafter).	45 th Day [Rule 7.22(c)]
April 20	After the 45 th day of a regular session, by a majority vote, the House may, on motion of the Chair or Vice Chair of the Rules & Calendar Council, move to Communications, Messages from the Senate, Bills and Joint Resolutions on Third Reading, or Special Orders.	45 th Day [Rule 10.2(d)]
April 21	All bills transmitted to the Senate forthwith	Last 14 Days [Rule 11.7(j)]
April 25	Last day the Chair of any conference committee shall give notice at least 2 hours prior to meeting; after the 50th day 1 hour notice of intention to meet.	50 th Day [Rule 7.24(b)]
April 30	Last day that main floor amendments must be approved for filing with the Clerk by 2 p.m. of the first day a bill appears on the Special Order Calendar in the Calendar of the House; and amendments to main floor amendments and substitute amendments for main floor amendments must be approved for filing by 5 p.m. of the same day.	55 th Day [Rule 12.2(a)(1&2)]
April 30	Last day of the regular session for the Special Order Calendar to be published in two Calendars of the House and maybe taken up on the day of the second published Calendar. After the 55 th day of the regular session, the Special Order Calendar shall be published in one Calendar of the House and may be taken up on the day the Calendar is published.	55 th Day [Rule 10.11(a) (3)]
May 1	A Senate bill may be referred by the Speaker to a council or to a committee and its council and such other committees as are deemed appropriate, after the 55 th day of a session.	56 th Day [Rule 6.3 (h)]
May 1	After the 55 th day of regular session no House bills on second reading may be taken up and considered by the House.	56 th Day [Rule 10.17]
May 1	After the 55 th day of regular session main floor amendments must be approved for filing with the Clerk not later than 2 hours before session is scheduled to convene on the day a bill appears on the Special Order Calendar in the Calendar of the House; and amendments to main floor amendments and substitute amendments must be approved for filing not later than 1 hour after the main floor amendment deadline.	56 th Day [Rule 12.2(b) (1&2)]
May 3	After the 58 th calendar day of regular session, the House may consider only: Senate Messages, Conference Reports, Concurrent Resolutions.	Last 2 Days [Rule 10.18]
May 5	Last day of Regular Session, if Legislature completes work in 60 days	

Assistive Listening Devices (ALDs) are provided in all House of Representatives meeting facilities. Persons with hearing disabilities may call the Property & Inventory Division of the Sergeant at Arms Office, 488-0235, for an auxiliary transmitting device if one is needed.

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COUNCIL & COMMITTEE MEETINGS

PURSUANT TO RULE 7.4 (B), ITEMS MAY NOT NECESSARILY BE TAKEN UP IN THE ORDER IN WHICH THEY APPEAR ON THE AGENDA.

Tuesday, April 25, 2006

Commerce Council

9:00 AM - 10:00 AM Morris Hall (17 HOB)

Consideration of the following bill(s):

HB 1199 CS by Traviesa and others – Statewide Cable
Television Franchises

After the 45th day of a regular session, the amendment deadline for nonappointed members is two hours prior to the scheduled meeting.

Health & Families Council

9:00 AM - 10:00 AM Reed Hall (102 HOB)

Consideration of the following bill(s):

HB 241 CS by Vana and others – Florida KidCare Program
HB 457 CS by Sands and others – Guardianship
HB 459 by Sands – Public Records
HB 569 CS by Kreegel and others – Athletic Trainers
HB 577 CS by Garcia and others – Medicaid Comprehensive
Geriatric Fall Prevention Program
HB 619 CS by Gibson, H. and others – Substance Abuse and
Mental Health Services
HB 1623 CS by Bean and others – Youth and Young Adults
with Disabilities
HB 7173 CS by Future of Florida's Families Committee and
others – Welfare of Children
HB 7215 by Health Care Regulation Committee and others –
Rural Health Care

Justice Council

9:00 AM - 10:00 AM 404 HOB

Consideration of the following bill(s):

HB 199 by Patterson and others – Sovereign Immunity
HB 495 CS by Bean – Baker County
HB 591 CS by Ambler and others – Electronic Monitoring
HB 827 CS by Planas – Pretrial Release
HB 1239 by Detert and others – Child Abuse
HB 1457 CS by Lopez-Cantera – Youth Custody Officers

Rules & Calendar Council

4:45 PM - 5:00 PM OR AT THE CALL OF THE CHAIR 404 HOB

To set Special Orders

Adopt Consent Calendar Procedures

1. Call to Order
2. Prayer
3. Roll Call
4. Pledge of Allegiance
5. Correction of the Journal
6. Communications
7. Messages from the Senate
8. Reports of Councils and Standing Committees
9. Reports of Select Committees
10. Motions Relating to Council and Committee References
11. Matters on Reconsideration
12. Bills and Joint Resolutions on Third Reading

BILLS AND JOINT RESOLUTIONS ON THIRD READING

HB 1497 by Sobel (Similar SB 2830)

Sunshine Water Control District, Broward County; Repeals special act, the enacting law of the Sunshine Water Control District, Broward County and provides for incorporation thereof as an ordinance of the City of Coral Springs; provides for classification and status of the district; provides for election or appointment of supervisors; provides for approval of the budget of the district; provides for powers and responsibilities of the district; provides a ballot statement; provides for a referendum. Effective Date: contingent.

Read second time and amended April 19

HB 285 by Needelman, Altman, Baxley, Brummer, Clarke, Culp, Harrell, Kendrick, Kreegel, Legg, Murzin, Stansel (Similar SB 590, Identical CS/SB 568)

Emergency Management; Provides construction with respect to the seizure, taking, or confiscation of firearms during a local state of emergency or an emergency that is beyond local control. Effective Date: upon becoming a law.

Read second time and amended April 24

HB 1145 by Evers, Arza, Benson, Goldstein, Hukill, Kendrick, Traviesa (Compare SB 1494)

Official State Designations; Designates an official state motto; designates the future Admiral John H. Fetterman State of Florida Maritime Museum and Research Center in Pensacola as the official state maritime museum and provides for the future review and repeal of the designation. Effective Date: July 1, 2006.

Read second time April 24

HB 7151 by Civil Justice Committee, Mahon (Compare SB 408)

Adoption; Requires a petitioner in a proceeding for termination of parental rights to provide notice to the Office of Vital Statistics of the Department of Health; prohibits the office from recording a claim of paternity after the date that a termination of parental rights is filed; requires the department to remove a registrant's name from the Florida Putative Father Registry upon a finding that the registrant has no parental rights; modifies consent required for adoption; provides that the interest that entitles a person to notice of an adoption must be direct, financial, and immediate; provides an exception; provides that a showing of an indirect, inconsequential,

or contingent interest is wholly inadequate; provides construction and applicability. Effective Date: upon becoming a law.

Read second time April 24

HB 7175 by Environmental Regulation Committee, Needelman, Goldstein (Similar CS/CS/SB 2128)

Vessels; Authorizes the use of certain funds for local boating related projects and activities; authorizes marina owners, operators, employees, and agents to take actions to secure vessels during severe weather and to charge fees and be held harmless for such service; holds marina operators, employees, and agents liable for damage caused by intentional acts or negligence while removing or securing vessels; authorizes contract provisions and provides contract notice requirements relating to removing or securing vessels; provides for local regulation of anchoring within mooring fields; requires the Department of Highway Safety and Motor Vehicles to provide forms for certain notification related to vessels; requires the department to provide by rule for the surrender and replacement of certificates of registration to reflect change of address; requires counties to use funds for specific boating related purposes; requires counties to provide reports demonstrating specified expenditure of such funds; provides penalties for failure to comply; authorizes the distribution of revenues from the Florida Coastal Protection Trust Fund to all local governments for the removal of certain vessels; revises provisions relating to the removal of abandoned and derelict vessels; specifies officers authorized to remove such vessels; provides that certain costs are recoverable; requires the Department of Legal Affairs to represent the Fish and Wildlife Conservation Commission in certain actions; expands eligibility for disbursement of grant funds for the removal of certain vessels; provides exemptions from permitting, registration, and regulation of floating vessel platforms or floating boat lifts by a local government; authorizes local governments to require certain permits or registration for floating vessel platforms or floating boat lifts under certain circumstances; revises the definition of "abandoned property" to include certain vessels; revises the terminology relating to abandoned or lost property to conform; revises provisions relating to abandoned and derelict vessels and the removal of such vessels; provides a definition of "derelict vessel"; specifies which officers may remove such vessels; directs the Fish and Wildlife Conservation Commission to implement a plan for the procurement of federal funds for the removal of derelict vessels; requires the Department of Legal Affairs to represent the commission in certain actions; deletes a provision authorizing the commission to delegate certain authority to local governments under certain circumstances; authorizes private property owners to remove certain vessels with required notice; provides that cost of such removal is recoverable; prohibits private property owners from hindering the removal of certain vessels by vessel owners or agents; provides for jurisdictional imposition of civil penalties for violations relating to certain vessels. Effective Date: July 1, 2006.

Read second time and amended April 24

HB 7205 by Criminal Justice Committee, Kravitz (Identical SB 1904)

Death Penalty; Repeals Rule 3.203, Florida Rules of Criminal Procedure, relating to a defendant's mental retardation as a bar to imposition of the death penalty. Effective Date: upon becoming a

law, but only if this act is enacted by a two-thirds vote of the membership of each house of the Legislature.

Read second time April 24

CS for CS for SB 258 by Transportation and Economic Development Appropriations, Transportation, Alexander, Aronberg, Hill, Atwater (Similar HB 255 CS)

Farm Labor Vehicles; repeals provision re transportation of migrant farm workers; requires owners & operators of farm labor vehicles to conform such vehicles to certain standards; requires seat belts at each passenger position in certain vehicles; requires certain operators to display prescribed stickers on their vehicles; provides presumption for injuries sustained by worker in vehicle, etc. Amends Ch. 316, 318.18, 320.38, 322.031, 450.181,.28,.33. Effective Date: 07/01/2006

Read second time and amended April 24

SB 1756 by Sebesta (Identical HB 7085)

Office of Governor/Succession; deletes Secretary of State, Comptroller, Treasurer, & Commissioner of Education from order of succession to office of Governor; provides that Chief Financial Officer shall become Governor upon vacancies in offices of Governor, Lieutenant Governor, & Attorney General. Amends 14.055. Effective Date: Upon becoming law

Read second time April 24

HB 761 by Carroll, Bean, Bendross-Mindingall, Clarke, Davis, M., Fields, Homan, Joyner, Kreegel, Porth, Proctor, Reagan, Roberson, Waters, Williams (Identical SB 488, Compare HB 337)

Trespass on the Property of a Certified Domestic Violence Center; Provides that a person commits a felony of the third degree if he or she trespasses on the property of a domestic violence center meeting specified requirements. Effective Date: July 1, 2006.

Read second time April 24

HB 947 by Legg, Flores, Grant, Grimsley, Hasner, Homan, Proctor, Reagan, Traviesa, Williams (Compare HB 1349 CS, CS/SB 1924, SB 2290)

Long-Term Care Coverage; Directs Agency for Health Care Administration, in consultation with the Office of Insurance Regulation and the Department of Children and Family Services, to amend the Medicaid state plan that established Florida Long-Term Care Partnership Program for purposes of compliance with provisions of the Social Security Act; requires long-term care insurance policies to provide incontestability after a certain time period; specifies that certain limited benefit policies are a type of long-term care insurance policy, etc. Effective Date: upon becoming a law.

Read second time and amended April 24

HB 1221 by Cannon, Arza (Similar CS/SB 2252)

District School Boards; Provides an alternate procedure for the election of a district school board chair in any school district that

does not have a district school board member elected at large; requires a referendum and provides requirements for submitting such referendum to the electors; provides for resolution of a tie vote by the district school board chair and district school board members. Effective Date: July 1, 2006.

Read second time April 24

HB 7089 by Tourism Committee, Detert, Altman, Bogdanoff, Fields, Hasner, Meador, Reagan, Seiler (Similar CS/SB 1886, Compare SB 1002)

Facilities for Retained Spring Training Franchises; Revises a limitation on distributions to certified facilities for a retained spring training franchise; deletes a provision entitling an applicant to receive distributions without additional certification; requires the Office of Tourism, Trade, and Economic Development to competitively evaluate applications for funding of additional facilities; provides application and certification requirements; specifies evaluation criteria; revises the number of certifications of such facilities. Effective Date: July 1, 2006.

Read second time April 24

CS for SB 738 by Health Care, Diaz de la Portilla, Bullard (Identical HB 375 CS)

Motor Vehicle Registration Forms; requires application form to be revised to allow each applicant to make contribution to Miami Heart Research Institute, Inc., doing business as Fla. Heart Research Institute. Amends 320.02. Effective Date: 07/01/2006

Read second time April 24

HB 147 by Kravitz, Adams, Hasner, Needelman (Identical SB 658)

Criminal Prosecutions; Revises the rights of the prosecution during closing arguments; repeals Rule 3.250, Florida Rules of Criminal Procedure, to the extent inconsistent with the act. Effective Date: upon becoming a law, except that section 2 of this act shall take effect only if this act passed by a two-thirds vote of the membership of each house of the Legislature.

Read second time April 24

HB 25 by Negron, Allen, Berfield, Homan, Hukill, Kottkamp (Similar SB 2622)

Violent Felony Offenders; Authorizes citation as the "Anti-Murder Act"; prohibits bail or other pretrial release for specified violent felony offenders of special concern without a hearing; provides definitions; provides that certain alleged violations of probation or community control by violent felony offenders of special concern require hearings and require the alleged offenders to remain in custody pending hearing; provides requirements for such hearings; revises Criminal Punishment Code worksheet computations to provide additional community sanction violation points for certain community sanction violations committed by violent felony offenders of special concern. Effective Date: July 1, 2006.

Read second time April 24

HB 5043 by Fiscal Council, Negron (Similar CS/SB 826)

Trust Funds; Terminates certain specified trust funds within the Department of Agriculture and Consumer Services and transfers the funds to other trust funds in the department; renames certain specified trust funds within the Department of Agriculture and Consumer Services, the Department of the Lottery, and the Division of Administrative Hearings in the Department of Management Services; transfers certain accounts within the Grants and Donations Trust Fund of the Department of Management Services to the Operating Trust Fund of the Department of Management Services; conforms certain provisions to changes made by the act; reenacts provisions relating to charity racing days, to incorporate the amendments made to s. 550.2625, F.S., in a reference thereto; reenacts provisions relating to exempting the Justice Administrative Commission from certain fees and authorizes the use of the on-line procurement system of the Department of Agriculture and Consumer Services, respectively, to incorporate the amendments made to s. 287.057, F.S., in references thereto. Effective Date: July 1, 2006.

Read second time April 24

HB 21 by Peterman, Bendross-Mindingall, Brutus, Cusack, Holloway, Joyner, Meadows, Richardson, Taylor (Similar CS/SB 436)

Social Status of Black Men and Boys; Creates the Council on the Social Status of Black Men and Boys; provides for the appointment and qualification of members; provides for the appointment of members to fill vacant positions; requires the council to make a systematic study of conditions affecting black men and boys; requires the Office of the Attorney General to provide administrative support; requires the council to submit an annual report to the Governor and Legislature; provides for reimbursement for per diem and travel expenses; provides that the council and any subcommittee it forms are subject to public records and meetings requirements; provides financial disclosure requirements for council members; requires the Attorney General to organize the initial meeting of the council; provides for the expiration of the council. Effective Date: January 1, 2007.

Read second time April 24

HB 1031 by Kyle (Similar CS/SB 1870)

Pawnbroking; Provides that local ordinances shall not require the payment of any fee or tax related to a pawn transaction or purchase unless authorized under the Florida Pawnbroking Act. Effective Date: July 1, 2006.

Read second time April 24

HB 1173 by Ross, Culp (Identical CS/SB 2242)

Driver History Records; Creates the "Jeffrey Klapatch Act"; provides for the Division of Driver Licenses of the Department of Highway Safety and Motor Vehicles to implement a system that provides the parents or guardian of a minor or the adult who signed a minor's application for a driver's license with Internet access to the driver history record of the minor; provides that no fee will be

charged for such access; provides for termination of such access.
Effective Date: January 1, 2007.

Read second time April 24

HB 1417 by Sansom, Hasner (Similar CS/SB 1548)

Hospices; Revises the definition of the term "hospice" to permit for-profit hospices; requires that a hospice state the year of initial licensure in the state in certain notification; deletes provisions authorizing the transfer of certain hospices and the acquisition of additional licenses; provides that the Agency for Health Care Administration may not deny a license to applicants that fail to meet certain conditions when good cause for such failure can be demonstrated; requires a hospice to use trained volunteers and to document and report certain volunteer information; requires the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature; requires the Department of Elderly Affairs, in conjunction with the agency, to develop certain outcome measures; provides for adoption of national initiatives; requires an annual report. Effective Date: July 1, 2006.

Read second time and amended April 24

HB 605 by Planas (Similar CS/SB 1320)

Public Records; Provides an exemption from public records requirements for the home addresses, telephone numbers, and photographs of current or former juvenile probation officers, juvenile probation supervisors, detention superintendents, assistant detention superintendents, senior juvenile detention officers, juvenile detention officer supervisors, juvenile detention officers, house parents I and II, house parent supervisors, group treatment leaders, group treatment leader supervisors, rehabilitation therapists, and social services counselors of the Department of Juvenile Justice, the names, home addresses, telephone numbers, and places of employment of spouses and children of such personnel, and the names and locations of schools and day care facilities attended by the children of such personnel; provides for review and repeal; provides a statement of public necessity. Effective Date: October 1, 2006.

Read second time April 24

HB 583 by Traviesa, Needelman, Sansom (Identical CS/SB 1552)

Correctional and Law Enforcement Officer Discipline; Requires certain investigative reports to include a statement relating to compliance with ss. 112.532 and 112.533, F.S., which relate to law enforcement officers' and correctional officers' rights, and to be verified; requires certain statements to be made under oath and subject to prosecution for perjury. Effective Date: upon becoming a law.

Read second time April 24

HB 7239 by Agriculture Committee, Poppell, Antone, Bullard, Cretul, Kreegel, McInvale, Stansel, Vana (Similar CS/CS/SB 660, Compare HB 101)

Department of Agriculture and Consumer Services; Clarifies that private investigative, private security, and repossession services are licensed by the department; authorizes the department

to institute judicial proceedings to enforce ch. 493, F.S., or any rule or order of the department; revises the requirements for a Class "D" private security license; requires the department to establish the number of hours of each subject area to be taught in training; provides for automatic suspension of a license upon failure to submit documentation of completing the required training; prescribes requirements and conditions for persons licensed before a certain date; provides exemptions; prohibits a telephone solicitor from blocking certain information from a recipient's caller identification service; provides an exception; authorizes a telephone solicitor to substitute certain information provided to the recipient's caller identification service; prohibits alteration of a caller's voice during a telephonic sales call under certain circumstances and for certain purposes; provides that the regulation of refunds in retail sales establishments is preempted to the department; authorizes the department to adopt rules; authorizes the department to enter orders for certain violations; requires that any moneys recovered by the department as a penalty be deposited in the General Inspection Trust Fund; authorizes a local government to impose penalties; requires that any moneys recovered by a local government as a penalty be deposited in the appropriate local account; revises provisions relating to assessment of fees, fines, and costs against the owner of a shopping cart; provides an exemption; defines the term "alternative fuel" for purposes of ch. 525, F.S., relating to the inspection of gasoline and oil; exempts the delivery of certain amounts of propane gas for use with outdoor equipment or appliances from provisions governing the delivery of liquefied petroleum gas; requires that a person delivering liquefied petroleum gas in bulk comply with certain storage requirements; authorizes the Division of Standards within the department to enforce ch. 527, F.S., relating to the sale of liquefied petroleum gas; deletes provisions requiring that an office or agency receiving a complaint file progress reports with the Division of Consumer Services within the department; repeals provisions relating to reports by the Division of Standards to conform to changes made by the act; exempts certain governmental entities from requirements that operators of amusement rides maintain specified amounts of insurance coverage. Effective Date: July 1, 2006.

Read second time and amended April 24

HB 825 by Altman, Hasner, Sansom, Traviesa (Similar CS/CS/SB 1368)

Financial Literacy Council; Creates the council; provides purposes; provides for membership; provides for reimbursement for per diem and travel expenses; provides for meetings, procedures, and records; provides powers and duties of the council; provides for resources of the council; requires that any funds received by the council be deposited in the Department of Financial Services Administrative Trust Fund; provides for expiration of the council; requires annual reports to the Governor and Legislature; provides a contingent appropriation; provides for construction; provides a limitation on expenditures of certain grant funds. Effective Date: July 1, 2006.

Read second time April 24

HB 1141 by Stargel, Hasner, Sansom (Similar CS/SB 1434)

Conveyances of Land; Provides for the transfer and creation of custodial property in an individual retirement account or certain qualified plans; provides powers to the custodian or trustee of such custodial property; provides protections for persons dealing with the custodian or trustee; exempts specified transfers from specific

claims; provides for the disposition of custodial property held in an account, plan, or custodianship that is terminated; provides a standard of care for the custodian or trustee; provides for specified declarations to control in specific legal proceedings; provides that provisions relating to deeds under statute of uses are not applicable to a transfer by a custodian or trustee under the act; provides that recorded instruments transferring interests in real property to a custodian or trustee are ratified, confirmed, and validated; specifies vesting of such interests in the custodian or trustee; specifies nonapplication of provisions relating to deeds under statute of uses to such instruments. Effective Date: July 1, 2006.

Read second time April 24

HB 669 by Dean, Legg, Sansom (Identical CS/SB 2032)

Criminal Justice Standards and Training Commission; Requires the Criminal Justice Standards and Training Commission to adopt rules for the implementation of the federal Law Enforcement Officers Safety Act of 2004; requires the commission to develop and authorize the issuance of a uniform firearms proficiency verification card; authorizes the use of specified facilities operating firing ranges for testing of persons other than law enforcement officers. Effective Date: July 1, 2006.

Read second time April 24

HB 531 by Jennings, Bucher (Compare CS/SB 1224)

Prosperity Campaigns; Establishes the Florida Prosperity Campaign Council within Workforce Florida, Inc.; provides membership; provides for meetings and reimbursement for per diem and travel expenses; provides duties of the council; provides reporting requirements; provides for repeal; provides an appropriation. Effective Date: July 1, 2006.

Read second time and amended April 24

HB 187 by Porth, Adams, Clarke, Davis, M., Harrell, Homan, Sands, Slosberg (Similar CS/CS/SB 232)

Lawful Testing for Alcohol, Chemical Substances, or Controlled Substances; Revises provisions relating to lawful testing of a person's breath, urine, or blood for alcohol, chemical substances, or controlled substances; removes prior suspension as a condition for the commission of a misdemeanor by refusal to submit to a lawful test; provides penalties for refusal to submit to testing; limits information to be made available to a person tested. Effective Date: October 1, 2006.

Read second time and amended April 24

HB 265 by Brown, Baxley, Clarke, Davis, D., Davis, M., Harrell, Kendrick, Kreegel, Needelman, Reagan, Sansom, Stansel, Troutman (Similar CS/SB 430)

Hunting Lands; Requires certain lands owned, managed, or leased by the Fish and Wildlife Conservation Commission to be used for the purpose of hunting; requires the commission to support, promote, and enhance hunting opportunities; requires the commission to provide comparable acreage for any loss of existing hunting lands; provides requirements for location and use of replacement lands; requires state agencies and water management districts to allow certain lands to be used for the purpose of hunting;

provides an exemption for lands within the state park system; authorizes the Department of Environmental Protection to make certain determinations relating to such lands; requires annual reports to the commission and Legislature. Effective Date: upon becoming a law.

Read second time and amended April 24

HJR 7143 by Judiciary Committee, Simmons

Rules of Construction; Proposes an amendment to s. 12, Art. X of the State Constitution to revise rules of construction to be used when interpreting the extent of political power vested in the legislative branch to provide that the expression of one thing does not imply the exclusion of another, unless absolutely necessary to carry out the purpose of the constitutional provision, and to provide that a limitation shall not be implied based on the comprehensiveness of the constitutional provision. Read second time and amended April 24

HB 667 by Hasner, Sansom (Similar CS/SB 1954)

Credit Counseling Services; Limits application of provisions declaring certain fees and costs unlawful to debtors residing in the state; revises annual audit requirements; includes creditor contributions within an authorized deduction from requirements for disbursement of funds; provides a limitation on such contributions. Effective Date: July 1, 2006.

Read second time April 24

HB 1029 by Baxley, Clarke, Kreegel (Similar CS/SB 1546)

Carrying of Firearms in National Forests; With respect to the carrying of firearms in national forests, repeals provisions of law which prohibit the carrying of firearms in national forests, which authorize the granting of a special permit for the carrying of firearms in a national forest, and which provide a penalty for violation thereof; requires the Department of Environmental Protection to amend the correlative rule in the Florida Administrative Code to allow the possession of weapons in compliance with all Florida Statutes; provides requirements with respect to amendment of the rule. Effective Date: October 1, 2006.

Read second time April 24

HB 1077 by Russell (Similar CS/SB 2682)

Motor Vehicle Dealers; Revises education requirements for licensure to provide for full-time, management-level employee of the applicant or licensee; exempts certain applicants for a new franchised motor vehicle dealer license from certain training requirements; revises the definition of "demonstrator" for purposes of provisions relating to manufacturing, importing, and distributing motor vehicles; prohibits specified licensees from failing to pay certain compensation amounts to a motor vehicle dealer after termination of the dealer's franchise agreement; provides procedures for payment of the compensation amounts; provides for certain remedies, procedures, and rights of recovery; deletes a requirement that certain notices be sent by certified mail; revises conditions under which an opening or reopening of the same or a successor dealer within 12 months is not considered an additional dealer subject to protest; prohibits for a certain time proposals for a dealer of the same line-make after the opening or reopening of the

dealer; provides criteria for measurements of distance between dealer locations; provides that the Department of Highway Safety and Motor Vehicles is not obligated to determine the accuracy of any distance submitted in a notice; provides for resolution of disputed distances by a hearing. Effective Date: July 1, 2006.

Read second time and amended April 24

HB 37 by Adams, Antone, Berfield, Cannon, Carroll, Davis, D., Farkas, Goldstein, Hays, Jennings, Justice, Kravitz, Mahon, Patterson, Planas, Sansom, Taylor, Waters, Zapata (Similar CS/CS/SB 656)

Security of Consumer Report Information; Defines "security freeze"; authorizes a consumer to place a security freeze on his or her consumer report; authorizes a consumer to allow specified temporary access to his or her consumer report during a security freeze; authorizes a consumer reporting agency to charge a fee to place, remove, or temporarily lift a security freeze; prohibits a consumer reporting agency from charging a fee to specified persons; provides for civil remedy, etc. Effective Date: July 1, 2006.

Read second time and amended April 24

HB 127 by Hays, Ambler, Arza, Homan, Sansom, Zapata (Compare SB 1160)

Immunizations; Requires the Department of Education to include parental information regarding school entry requirements and recommended immunization schedules in the guidelines for a parent guide; specifies that each school district develop and disseminate a parent guide that provides certain health information, including a recommended immunization schedule and information regarding meningococcal disease; requires the governing authority of each private school to provide certain health information, including a recommended immunization schedule and information regarding meningococcal disease. Effective Date: July 1, 2006.

Read second time April 24

HB 7091 by Civil Justice Committee, Mahon, Goodlette (Identical CS/SB 2106)

Real Property Electronic Recording; Provides for the validity of electronic documents relating to real property; provides for the recording of electronic documents by the county recorder; grants the Department of State rulemaking authority; creates the Electronic Recording Council; requires the department to make specific written findings if any of the council's recommendations are rejected; provides for membership and meetings of the council; provides that council members shall serve without compensation and may not claim per diem and travel expenses from the Secretary of State; provides guidelines for the department, in consultation with the council, to consider in adopting, amending, and repealing standards; provides for uniformity of application and construction; specifies the relation to a federal act. Effective Date: upon becoming a law.

Read second time April 24

HB 789 by Murzin, Reagan, Sansom, Williams (Similar CS/CS/CS/SB 1394)

Damage Prevention and Safety for Underground Facilities; Revises the Underground Facility Damage Prevention and Safety Act; removes exceptions from Sunshine State One-Call of Florida, Inc., for certain small municipalities; requires that specified information be placed in the excavation notification system; provides an exception for underwater excavations; requires a report to the Legislature; provides for a communication system; revises requirements for operators and excavators; revises duties and authority of the system; limits liability of the system; revises procedures for disposition of citations; provides certain exemptions. Effective Date: October 1, 2006.

Read second time April 24

HCB 6003 (for HBs 515, 589) **by Criminal Justice Committee, Stargel, Llorente, Planas, Sansom** (Compare HB 515, HB 589, CS/CS/SB 1168, SB 1534)

Resale of Tickets; Deletes a provision making the sale or marketing of certain admission tickets at a price in excess of \$1 above the retail admission price charged by the original seller a violation of the Sellers of Travel Act in certain circumstances; provides that purchasing tickets in excess of a specified amount with the intent to resell those tickets is a violation of the Florida Deceptive and Unfair Trade Practices Act, etc. Effective Date: July 1, 2006.

Read second time and amended April 24

HB 1015 by Pickens, Kendrick, Poppell, Robaina, Stansel (Similar CS/CS/SB 1880)

Agricultural Economic Development; Provides a deadline for an owner of agricultural land to present a claim prior to filing an action against a governmental entity regarding private property rights; provides for application for an amendment to the local government comprehensive plan by the owner of land that meets certain provisions of the definition of an agricultural enclave; defines the term "agricultural enclave" for purposes of the Local Government Comprehensive Planning and Land Development Regulation Act; provides requirements relating to the purchase of land on which an agricultural lease exists; provides for recognition that alternative water supply development options for agricultural self-suppliers are limited; requires water management districts to inform landowners of the option to obtain certain consumptive use permits; provides for memoranda of agreement regarding qualification for agricultural-related exemptions. Effective Date: upon becoming a law.

Read second time and amended April 24

HB 7163 by Environmental Regulation Committee, Needelman, Kendrick (Compare SB 1602, CS/SB 2062)

Environmental Permitting; requires the Northwest Florida Water Management District and the Department of Environmental Protection to jointly develop rules for the regulation of certain activities related to stormwater management systems and the management and storage of surface waters; requires the district and the department to streamline federal and state wetland permitting programs and to implement such measures; prohibits limitation or

restriction on the protections from duplication contained in certain provisions of law, etc. Effective Date: July 1, 2006.

Read second time and amended April 24

HB 329 by Culp, Gibson, H., Homan, Porth, Roberson, Sobel
(Identical CS/SB 1182, Compare HB 1503 CS, CS/SB 2012)

Adult Protective Services; Redefines the term "abuse" to include actions by a relative or a household member which are likely to harm a vulnerable adult; redefines the term "neglect" to include actions of a vulnerable adult against himself or herself; provides for the Department of Children and Family Services to petition the court for an order authorizing the provision of protective services for a vulnerable adult in need of services; authorizes the Agency for Persons with Disabilities to have access to certain otherwise confidential records and reports. Effective Date: upon becoming a law.

Read second time April 24

HB 371 by Harrell, Benson, Coley, Hasner, Homan, Hukill, Sansom, Sobel, Zapata (Similar CS/SB 1310)

Cancer Drug Donation Program; Creates the Cancer Drug Donation Program; provides a purpose; provides conditions for the donation of cancer drugs and supplies to the program; provides conditions for the acceptance of cancer drugs and supplies into the program; inspection of cancer drugs and supplies, and dispensing of cancer drugs and supplies to eligible patients; requires a participant

facility that accepts donated drugs and supplies through the program to comply with certain state and federal laws; authorizes a participant facility to charge fees under certain conditions; requires the Department of Health, upon recommendation of the Board of Pharmacy, to adopt certain rules; provides for the ineligibility of certain persons to receive donated drugs; requires the department to establish and maintain a participant facility registry; provides for the contents and availability of the participant facility registry; provides immunity from civil and criminal liability for donors or pharmaceutical manufacturers in certain circumstances; provides that in the event of conflict between the provisions in s. 499.029, F.S., and provisions in ch. 465 or ch. 499, F.S., the provisions in s. 499.029, F.S., shall control; provides an appropriation. Effective Date: July 1, 2006.

Read second time April 24

HB 7153 by Economic Development, Trade & Banking Committee, Detert (Similar CS/SB 2744, Compare HB 521, HB 1437 CS, HB 1443 CS, CS/SB 588, SB 1824)

Financial Entities and Transactions; Revises requirements, procedures, limitations, exceptions, and exemptions for licensure of mortgage brokers and mortgage lenders, consumer finance lenders, securities dealers, retail installment sales vendors, title loan lenders, and money transmitters; revises provisions regulating access to safe-deposit boxes. Effective Date: October 1, 2006.

Read second time and amended April 24

13. Special Orders

SPECIAL ORDER CALENDAR FOR TUESDAY, APRIL 25, 2006

(As Reported by the Rules and Calendar Council on Friday, April 21, 2006)

I. Consideration of the following bills:

HB 1449 CS by Gannon, Benson, Joyner, Sobel, Zapata
(Compare SB 2564, SB 2566)

Brain Tumor Research; Provides legislative findings and intent; requires the Evelyn F. and William L. McKnight Brain Institute of the University of Florida to develop and maintain a brain tumor registry; provides that individuals may choose not to be listed in the registry; establishes the Florida Center for Brain Tumor Research within the Evelyn F. and William L. McKnight Brain Institute of the University of Florida; provides purpose and goal of the center; provides for a competitive grant process for awarding certain funds; requires the center to hold an annual brain tumor biomedical technology summit; provides for clinical trials and collaboration between certain entities; requires the center to submit an annual report to the Governor, Legislature, and Secretary of Health; provides for funding; establishes a scientific advisory council and provides for membership, terms of office, meetings, and compensation; provides an appropriation. Effective Date: July 1, 2006.

Health Care General Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 1451 CS by Gannon (Identical SB 2564, Compare SB 2566)

Public Records; Provides an exemption from public records requirements for an individual's medical record or information received from an individual from another state or nation or the Federal Government that is otherwise confidential or exempt that is held by the Florida Center for Brain Tumor Research; provides for future review and repeal; provides a finding of public necessity. Effective Date: July 1, 2006, if House Bill 1449 or similar legislation is adopted in the same legislative session or an extension thereof and becomes law.

Health Care General Committee: Favorable; Governmental Operations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

HB 293 CS by Pickens, Brown, Ausley, Bean, Coley, Cretul, Gibson, H., Grimsley, Jennings, Kendrick, Kreegel, Machek, Murzin, Proctor, Richardson, Stansel, Troutman, Waters
(Similar CS/SB 1612, Compare HB 335 CS, HB 5019)

Fiscally Constrained Counties; Provides for a distribution of tax revenue to fiscally constrained counties; provides for a transitional emergency distribution from the Local Government Half-cent Sales Tax Clearing Trust Fund to certain fiscally constrained counties; revises criteria for receiving certain funds from the Local Government Half-cent Sales Tax Clearing Trust Fund; provides

eligibility criteria to qualify as a fiscally constrained county; provides for the distribution of additional funds to certain fiscally constrained counties; provides for a phaseout period; provides for the use of funds; revises the definition of the term "fiscally constrained county" applicable to shared county and state responsibility for juvenile detention. Effective Date: July 1, 2006.

Finance & Tax Committee: Favorable; Local Government Council: Favorable; Fiscal Council: Favorable With Committee Substitute

HB 7183 by Finance & Tax Committee, Brummer (Similar SB 2676)

Property Tax Exemptions; Exempts from ad valorem taxation property owned by an organization exempt from federal income taxes and used to display aspects of Biblical history. Effective Date: July 1, 2006.

Fiscal Council: Favorable

HB 599 CS by Cannon, Carroll, Hays, McInvale, Stargel, Traviesa (Similar CS/SB 1232)

Florida Faith-based and Community-based Advisory Council; Creates the Florida Faith-based and Community-based Advisory Council within the Executive Office of the Governor for specified purposes; provides for council membership; provides for terms of members; provides for successor appointments; provides for meetings and organization of the council; specifies serving without compensation; provides for per diem and travel expenses; specifies required activities of the council; specifies restricted activities; requires a report to the Governor and Legislature; provides for future repeal and abolition of the council. Effective Date: July 1, 2006.

Future of Florida's Families Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 7145 CS by Domestic Security Committee, Adams, Needelman, Zapata (Similar CS/CS/SB 190, Compare HB 7147)

Seaport Security; Creates and revises provisions of law relating to seaport security; requires each seaport authority or governing board of a seaport that is subject to the statewide minimum seaport security standards to designate and mark security area designations, access requirements, and security enforcement authorizations on seaport premises and in seaport security plans; provides that any part of a port's property may be designated as a restricted access area under certain conditions; revises purpose of security plans maintained by seaports; requires periodic plan revisions; requires plans to be inspected for compliance by the Office of Drug Control and the Department of Law Enforcement based upon specified standards; provides requirements with respect to protection standards in specified restricted areas; requires delivery of the plan to specified entities; requires the Florida Department of Law Enforcement to inspect every seaport within the state to determine if all security measures adopted by the seaport are in compliance with seaport security standards; requires a report; authorizes seaports to request review by the Domestic Security Oversight Council of the findings in a Department of Law Enforcement inspection report; limits the findings which the council is authorized to review; requires the Department of Law Enforcement to establish by rule a waiver process to grant certain individuals unescorted access to seaports or restricted access areas under certain circumstances;

provides waiver process requirements; requires the administrative staff of the Parole Commission to review the waiver application and transmit the findings to the department; requires the department to make a final disposition of the application and notify the applicant and the seaport; provides procedures and requirements with respect to waiver of any physical facility or other requirement contained in the statewide minimum standards for seaport security; provides a penalty for possession of a concealed weapon while on seaport property in a designated restricted area; creates the Seaport Security Standards Advisory Council under the Office of Drug Control; provides membership, terms, organization, and meetings of the council; requires the Office of Drug Control to convene the Seaport Security Standards Advisory Council to review the statewide minimum standards for seaport security; requires periodic review of the statewide minimum standards for seaport security to be conducted by the council; provides legislative intent with respect to the employment by seaports of certified law enforcement officers and certified private security officers; provides authority of seaports and requirements of the Department of Law Enforcement with respect to such intent; requires the authority or governing board of each seaport which is subject to statewide minimum seaport security standards to impose specified requirements for certification as a seaport security officer; creates the Seaport Security Officer Qualification, Training and Standards Coordinating Council under the Department of Law Enforcement; provides membership and organization of the council; provides terms of members; provides duties and authority of the council; requires the Department of Education to develop curriculum recommendations and specifications of the council into initial and continuing education and training programs for seaport security officer certification; provides requirements and procedures with respect to such training programs; provides requirements and procedures with respect to certification as a seaport security officer; provides requirements for renewal of inactive or revoked certification; authorizes each seaport in the state to create a seaport law enforcement agency for its facility; provides requirements of an agency; requires certification of an agency; provides requirements with respect to the composition of agency personnel; provides powers of seaport law enforcement agency officers and seaport security officers; provides for the creation of a maritime domain security awareness training program; provides purpose of the program; provides program training curriculum requirements; provides authority of seaport security officers to detain persons suspected of trespassing in a designated restricted area of a seaport; provides immunity from specified criminal or civil liability; provides a criminal penalty for willfully and knowingly providing false information in obtaining or attempting to obtain a seaport security identification card. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable; State Administration Council: Favorable With Committee Substitute

HB 1143 CS by McInvale, Hasner (Similar CS/SB 350, Compare SB 312)

Economic Development Incentives; Provides for distribution of a portion of revenues from the tax on sales, use, and other transactions to specified units of local government owning eligible convention centers; requires the Department of Revenue to prescribe forms; provides for future repeal; provides for certification by the Office of Tourism, Trade, and Economic Development of units of local government owning eligible convention centers; requires the office to adopt specified rules; provides requirements for certification; provides for use of proceeds distributed to units of local government; provides for revocation of

certification; provides for future repeal. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Finance & Tax Committee: Favorable With Committee Substitute; Commerce Council: Favorable

HB 13 CS by Robaina, Baxley, Brown, Davis, D., Goodlette, Harrell, Kreegel, Roberson, Waters, Zapata (Similar CS/SB 1330)

Department of Elderly Affairs; Requires the Department of Elderly Affairs to conduct an evaluation prior to rescinding designation of or taking certain measures against an area agency on aging; provides circumstances under which the department may terminate an agency contract; authorizes the department to contract with certain entities to provide programs and services under certain circumstances; requires a competitive procurement process to replace an area agency on aging; provides for certain contracts and agreements to be assignable to the department and, subsequently, to an entity selected to replace the area agency on aging. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable With Committee Substitute; Elder & Long-Term Care Committee: Favorable; Health Care Appropriations Committee: Favorable; State Administration Council: Favorable

HB 271 CS by Kreegel, Adams, Allen, Bogdanoff, Davis, M., Detert, Flores, Glorioso, Goldstein, Grant, Grimsley, Hays, Hukill, Legg, Murzin, Porth, Proctor, Rice, Ross, Sands, Seiler, Troutman, Williams, Zapata (Identical CS/CS/CS/SB 688)

Arrests and Arrestees; Provides that arrestees in the custody of the Department of Corrections at the time of arrest be retained in the department's custody pending disposition of the charge or until the expiration of the arrestee's original sentence of imprisonment; requires application of specified provisions if an arrested state prisoner's presence is required in court. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 1583 CS by Davis, M. (Similar CS/CS/SB 2364, Compare SB 2582)

Community Redevelopment; Defines the term "taxing authority"; authorizes representatives of a taxing authority or members of a taxing authority's governing body to be members of the board of commissioners of a community redevelopment agency; specifies additional procedures required for adoption of community redevelopment plans by the governing body of specified counties for specified community redevelopment agencies; specifies additional procedures required for adoption of a modified community redevelopment plan by a governing body of specified counties for specified community redevelopment agencies; revises provisions relating to powers of counties, municipalities, and community redevelopment agencies; revises provisions relating to projects ineligible for increment revenues; revises provisions relating to redevelopment trust funds; provides limitations on the amount of tax increment contributions by a taxing authority for governing bodies; authorizes a community redevelopment agency to waive

increment payment penalties; authorizes alternate provisions in interlocal agreements to supersede specified provisions of law; provides additional requirements for requests for information relating to requests for delegation of certain powers in counties with home rule charters. Effective Date: July 1, 2006.

Local Government Council: Favorable With Committee Substitute; Growth Management Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable With Committee Substitute

HB 595 CS by Cannon (Similar CS/SB 280, Compare SB 228)

Community Behavioral Health Agencies; Provides that detoxification programs, addictions receiving facilities, and designated public receiving facilities have liability limits in negligence actions; limits net economic damages allowed per claim; requires that damages be offset by collateral source payment; requires that costs to defend actions be assumed by the provider or its insurer; specifies occasions that limitations on liability enjoyed by the provider extend to the employee; requires that providers obtain and maintain specified liability coverage; specifies that persons providing contractual services to the state are not considered agents or employees for purposes of ch. 440, F.S., relating to workers' compensation; provides for an annual increase in the conditional limitations on damages; preserves sovereign immunity for governmental units and entities protected by sovereign immunity. Effective Date: July 1, 2006.

Judiciary Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable

HB 683 CS by Traviesa, Carroll, Davis, M., Hasner, Kottkamp, Kreegel (Compare HB 1363 CS, HB 7253, CS/SB 132, CS/CS/SB 1020, SB 2104)

Growth Management; Encourages local governments to adopt recreational surface water use policies; provides criteria and exemptions for such policies; authorizes assistance for the development of such policies; directs the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature; revises a provision relating to the amount of transferable land use credits; revises the criteria for ad valorem tax deferral for working waterfront properties; includes public lodging establishments in the description of working waterfront properties; adds recreational activities as an important state interest; includes public lodging establishments within the definition of the term "recreational and commercial working waterfront"; directs water management district governing boards and the Department of Environmental Protection to require permits for certain activities relating to certain dry storage facilities; provides criteria for application of such permits; preserves regulatory authority for the department and governing boards; provides for the state land planning agency to determine the amount of development that remains to be built in certain circumstances; specifies certain requirements for a development order; revises the circumstances in which a local government may issue permits for development subsequent to the buildout date; revises the definition of an essentially built-out development; revises the criteria under which a proposed change constitutes a substantial deviation; provides criteria for calculating certain deviations; clarifies the criteria under which the extension of a buildout date is presumed to create a substantial deviation; requires that notice of any change to certain set-aside areas be submitted to the local government; requires that

notice of certain changes be given to the state land planning agency, regional planning agency, and local government; revises the statutory exemptions from development-of-regional-impact review for certain facilities; removes waterport and marina developments from development-of-regional-impact review; provides statutory exemptions and partial statutory exemptions for the development of certain facilities; provides that the impacts from an exempt use that will be part of a larger project be included in the development-of-regional-impact review of the larger project; provides that vesting provisions relating to authorized developments of regional impact are not applicable to certain projects; revises the statewide guidelines and standards for development-of-regional-impact review of office developments; deletes such guidelines and standards for port facilities; revises such guidelines and standards for residential developments; provides such guidelines and standards for workforce housing; revises the appellate procedures for development orders within a development of regional impact to the Florida Land and Water Adjudicatory Commission; provides that a change in a development-of-regional-impact guideline and standard does not abridge or modify any vested right or duty under a development order; provides a process for the rescission of a development order by the local government in certain circumstances; provides an exemption for certain applications for development approval and notices of proposed changes; revises permitting exceptions for the construction of private docks in certain waterways. Effective Date: July 1, 2006.

Local Government Council: Favorable With Committee Substitute; Growth Management Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable With Committee Substitute

HB 749 CS by Bowen (Compare HB 1299, CS/CS/SB 1874, CS/SB 2098)

Sewage Treatment and Disposal Systems; Requires county commissions to include certain studies for the construction of a new proposed sewerage system or the extension of an existing sewerage system in certain reports; requires county water and sewer districts to conduct certain studies for the construction of a new proposed sewerage system or the extension of an existing sewerage system prior to the levying of certain assessments; authorizes local governments to use certain onsite sewage treatment and disposal systems to meet certain concurrency requirements; requires municipalities to conduct certain studies for the construction of a new proposed sewerage system or the extension of an existing sewerage system prior to the adoption of certain resolutions or ordinances; authorizes the department to delegate authority for the issuance of permits for private and multifamily water systems under certain circumstances; authorizes the department to delegate authority for the issuance of permits for onsite sewage treatment and disposal systems under certain circumstances; authorizes local governments to grant variances from connecting to a publicly owned or investor-owned sewerage system under certain circumstances; authorizes the Department of Health or its agents to require repair or replacement of drainfields under certain circumstances; requires the department or its agents to issue an order for the replacement of an onsite sewage treatment and disposal system under certain circumstances; increases annual continuing education requirements for septic tank contractors and master septic tank contractors. Effective Date: July 1, 2006.

Environmental Regulation Committee: Favorable With Committee Substitute; Local Government Council: Favorable With Committee Substitute; Agriculture & Environment Appropriations Committee:

Favorable; Favorable With Committee Substitute; State Resources Council: Favorable With Committee Substitute

HB 615 by Simmons, Antone, McInvale (Identical SB 1426)

Professional Sports Franchises; Provides additional requirements with respect to certification as a facility for a new professional sports franchise or a facility for a retained professional sports franchise; provides for repeal of the requirements by a specified date. Effective Date: July 1, 2006.

Tourism Committee: Favorable; Finance & Tax Committee: Favorable; State Infrastructure Council: Favorable

HB 175 CS by Adams, Harrell, Needelman, Planas, Porth, Quinones (Similar CS/CS/CS/SB 114, SB 444)

Drug Court Programs; Authorizes citation as the "Robert J. Koch Drug Court Intervention Act"; provides additional legislative intent with respect to the treatment of substance abuse; authorizes the court to require certain persons to undergo treatment following adjudication, to order specified persons to submit to a substance abuse assessment in connection with a shelter petition or petition for dependency, and to order specified persons to submit to a substance abuse assessment as part of an adjudicatory order or pursuant to a disposition hearing; authorizes the court to require participation in a treatment-based drug court program; authorizes the court to impose sanctions for noncompliance; provides requirements and sanctions, including treatment by specified licensed service providers, jail-based treatment, secure detention, or incarceration, for the coordinated strategy developed by the drug court team to encourage participant compliance; requires each judicial circuit to establish a position for a coordinator of the treatment-based drug court program, subject to annual appropriation by the Legislature; authorizes the chief judge of each judicial circuit to appoint an advisory committee for the treatment-based drug court program; revises language with respect to conditions for the transfer of a case in the drug court treatment program to a county other than that in which the charge arose; provides for expungement of certain records and pleas. Effective Date: upon becoming a law.

Criminal Justice Committee: Favorable With Committee Substitute; Juvenile Justice Committee: Favorable With Committee Substitute; Judiciary Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 85 CS by Taylor, Baxley (Similar CS/CS/SB 212)

Assault or Battery; Provides for reclassification of an assault or battery on a licensed security officer or specified non-sworn law enforcement agency employee; provides applicability. Effective Date: July 1, 2006, and shall apply to offenses committed on or after that date.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 815 by Russell, Patterson (Identical SB 2150)

Strangulation; Provides that knowingly or intentionally impeding the normal breathing or circulation of the blood of another person in

specified ways constitutes felony battery; provides an affirmative defense. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

HB 935 CS by Benson, Murzin (Compare CS/SB 128)

Temporary Buildings; Considers modular, manufactured, and factory-built buildings not exceeding a 24-month occupancy from the date of a certificate of occupancy as temporary and exempts such buildings from soil and foundation requirements of the Florida Building Code; extends the certificate of occupancy for a temporary building for a limited time; imposes foundation requirements on such buildings. Effective Date: upon becoming a law.

Local Government Council: Favorable With Committee Substitute; Growth Management Committee: Favorable; State Infrastructure Council: Favorable

HB 1009 CS by Cretul, Goodlette, Murzin (Similar CS/SB 1816)

Real Estate Profession Regulation; Provides for broker associate or sales associate licensure as a professional limited liability company; revises and adds conditions for licensure; provides continuing education requirements for certain license renewal; requires the Florida Real Estate Commission to prescribe certain continuing education courses; increases a maximum disciplinary administrative fine; provides additional grounds for discipline for brokers; provides filing limitations for administrative complaints against sales associates; requires the Department of Business and Professional Regulation or the commission to provide notification to certain persons upon the department's or commission's filing of a formal complaint against a licensee; revises the required information on a transaction broker notice, a single agent notice, and a no brokerage relationship notice; requires schools teaching real estate practice to keep certain records and documents and make them available to the department; requires certain personnel of schools teaching real estate practice to deliver course rosters to the department by a certain date; specifies the information required in a course roster; revises a provision relating to rental information given by a broker or sales associate to a prospective tenant; revises a provision relating to commission notice recording; revises the award of costs and attorney's fees in civil actions concerning commission; revises the method by which an owner's net proceeds are computed; removes an exception from a buyer's broker provision shielding the rights and remedies available to an owner, a buyer, or a buyer's broker; revises a provision relating to the recordation of lien notices; provides that the recording of a broker's lien notice or any extension thereof and any lis pendens shall not constitute notice of the existence of any lease. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable; Civil Justice Committee: Favorable; State Administration Appropriations Committee: Favorable; Commerce Council: Favorable With Committee Substitute

HB 1557 CS by Brummer (Compare HB 7133 CS, CS/SB 1338, SB 1794)

Wekiva Onsite Sewage Treatment and Disposal System Compliance Grant Program; Creates the Wekiva Onsite Sewage Treatment and Disposal System Compliance Grant Program in the

Department of Health; authorizes specified property owners in areas of the Wekiva basin to apply for grants for onsite sewage treatment and disposal system purposes; provides grant limitations and for annual adjustments of the amount of the grants; provides for the grant as a rebate of costs incurred; requires documentation of costs; requires the Department of Health to adopt rules to administer the grant program; specifies implementation as contingent upon appropriation; requires the Department of Environmental Protection to conduct a study of sources of nitrogen input into the Wekiva River and associated springs; requires the Department of Health to contract for an independent study of sources of nitrogen input from onsite sewage treatment and disposal systems into the Wekiva River and associated springs; requires reports and provides report requirements; suspends specified department rulemaking until study completion; requires the Department of Environmental Protection and Department of Health to submit copies of the reports to the Legislature; requires the Department of Health to develop proposed rules for a model proposal applying to operation and maintenance of onsite sewage treatment and disposal systems in specified areas; provides appropriations. Effective Date: July 1, 2006.

Environmental Regulation Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; State Resources Council: Favorable

HB 535 CS by Bogdanoff, Arza, Culp, Davis, M., Grimsley, Mahon, McInvale, Traviesa (Similar SB 1384, Compare HB 87)

School Safety; Prohibits bullying and harassment during education programs and activities, on school buses, or through use of data or computer software accessed through computer systems of certain educational institutions; requires each school district to adopt a policy prohibiting such bullying and harassment; requires the Department of Education to develop model policies; provides immunity and restrictions with respect to defense of an action and application of the section; requires department approval of a school district's policy and school district compliance with reporting procedures as prerequisites to receipt of safe schools funds; requires a report on implementation. Effective Date: upon becoming a law.

PreK-12 Committee: Favorable With Committee Substitute; Juvenile Justice Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable With Committee Substitute

HB 7031 CS by Tourism Committee, Detert (Identical CS/SB 2384)

Department of State; Revises various provisions relating to the Department of State; clarifies terms of appointment to the Florida Arts Council; removes obsolete language; deletes a requirement for local sponsoring organizations to submit an annual postaudit to the Division of Cultural Affairs under certain circumstances; provides for deposit of the state's matching share of cultural endowment to the Florida Fine Arts Trust Fund rather than reversion to the General Revenue Fund; requires that authority to disburse funds is subject to notice and review procedures; provides for reversion of funds to the General Revenue Fund under certain circumstances; changes the dates for the first meeting of the Discovery of Florida Quincennial Commemoration Commission, the completion of the initial draft of a specified master plan, and the submission of the completed master plan; transfers responsibility for the Florida Historic Capitol from the Department of State to the Legislature; provides for allocation of certain space for preservation, museum,

and cultural programs of the Legislature; requires the maintenance of the Florida Historic Capitol pursuant to certain historic preservation standards and guidelines; removes responsibility of the Department of Management Services for security of the Historic Capitol and adjacent grounds; requires the Capitol Curator to be appointed by the President of the Senate and the Speaker of the House of Representatives; deletes rulemaking authority of the Department of State to conform; corrects references to repealed sections of Florida Statutes within provisions relating to the annual supplemental corporate fee imposed on each business entity authorized to transact business in this state. Effective Date: July 1, 2006.

Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable With Committee Substitute

HB 755 CS by Clarke (Compare SB 1942)

Department of the Lottery; Requires an administrative law judge to conduct certain reviews in a competitive procurement protest relating to the Department of the Lottery and provides guidelines for such review. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; Business Regulation Committee: Favorable With Committee Substitute; State Administration Council: Favorable

HB 1367 CS by Evers, Reagan (Similar SB 2472, Compare HB 1351 CS, CS/CS/SB 2590)

Contracting Exemptions; Revises exemptions for certain owners of property from certain contracting provisions; increases maximum construction costs allowed for exemption; requires owners of property to satisfy certain local permitting agency requirements; provides for penalties; provides an exemption for owners of property damaged by certain natural causes; provides that a business organization entering into a construction contract is not deemed unlicensed under certain conditions; provides for retroactive application. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable; Local Government Council: Favorable; Commerce Council: Favorable With Committee Substitute

HB 247 CS by Bogdanoff, Davis, D. (Similar CS/SB 144, Compare CS/SB 282, SB 944)

Beverage Law; Authorizes certain direct shipments of wine; requires licensure of winery shippers; provides requirements for licensure; provides prohibitions; requires that a winery shipper licensee file a surety bond with the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; requires that each container of wine shipped directly be labeled with a notice; requires monthly reports by winery shipper licensees; provides limitations on the amount of wine a winery shipper may ship or cause to be shipped; limits the size of wine containers; limits the amount of wine a purchaser can purchase or cause to be shipped; provides age requirements for those receiving direct shipments of wine; provides a defense to certain actions; requires the collection, remittance, and payment of certain taxes by direct shippers; requires that winery shippers maintain certain records for a certain time period; provides for jurisdiction; provides penalties; classifies the winery shipper license; removes a provision requiring that the licensee be aggrieved by a violation involving

prohibited delivery from without the state to have standing to bring an action; exempts from such prohibition shipment of wine by a winery shipper licensee; exempts applicability of the prohibition against direct shipment of alcoholic beverages to the shipment of wine by a winery shipper licensee; provides that Internet orders shall be construed as telephone orders; exempts common carriers, licensees, or other persons utilizing common carriers as their agents from certain report filing requirements; requires common carriers to verify the age of persons receiving shipments; provides a defense to certain actions; revises qualifications for the certification of Florida Farm Wineries; revises an effective date; authorizes certain manufacturers of wine holding a distributor's license to renew such license; removes exemption of Florida Farm Wineries from prohibition against manufacturer being licensed as distributor or registered as exporter; provides for severability; provides for nonimpairment of contracts; provides for rulemaking authority; authorizes additional positions; provides appropriations. Effective Date: upon becoming a law.

Business Regulation Committee: Favorable With Committee Substitute; Finance & Tax Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 7073 CS by Health Care Regulation Committee, Garcia, Flores, Grimsley (Compare HB 1409 CS, CS/CS/SB 1332, SB 2786)

Health Care Information; Authorizes citation as the "Coordinated Health Care Information and Transparency Act of 2006"; provides purpose; renames the State Center for Health Statistics; revises criteria for collection and use of certain health-related data; provides responsibilities of the Agency for Health Care Administration; provides for agency consultation with the State Consumer Health Information and Policy Advisory Council for the dissemination of certain consumer information; requires the Florida Center for Health Information and Policy Analysis to provide certain technical assistance services; authorizes the agency to monitor certain grants; removes a provision relating to scope and application of provider data reporting; removes a provision that establishes the Comprehensive Health Information System Trust Fund as the repository of certain funds; renames the State Comprehensive Health Information System Advisory Council; provides for duties and responsibilities of the State Consumer Health Information and Policy Advisory Council; provides for membership, terms, officers, and meetings; provides for health care providers to submit additional data to the agency; revises provisions relating to availability of specified information on the agency's Internet website; provides communication criteria for insurers and health maintenance organizations. Effective Date: upon becoming a law.

Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 7237 CS by Utilities & Telecommunications Committee, Littlefield (Compare CS/SB 1872)

Public Service Commission; Revises provisions relating to the Public Service Commission with respect to staff and terms of members; deletes obsolete provisions relating to transfer of functions to the commission; removes a provision for governance of the Committee on Public Service Commission Oversight; removes limits on the amount of certain regulatory fees; removes an exception for railroads from certain audits by the commission;

repeals provisions relating to the Chief Auditor of the commission and to the regulation of certain coal slurry pipeline companies. Effective Date: July 1, 2006.

Finance & Tax Committee: Favorable; Commerce Council: Favorable With Committee Substitute

HB 1593 CS by Barreiro (Identical CS/SB 2322)

Cybercrime; Creates the Cybercrime Office within the Department of Legal Affairs; authorizes the office to investigate certain violations of state law pertaining to the sexual exploitation of children; provides that investigators employed by the office are law enforcement officers of the state; authorizes the Attorney General to carry out certain duties and responsibilities; requires the Attorney General to provide notice of an arrest to the local sheriff. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 7065 CS by Health Care Regulation Committee, Garcia, Benson (Compare SB 2224)

Clandestine Laboratory Contamination; Provides for quarantine of any residential property where illegal clandestine laboratory activities occurred; provides for establishment of a uniform notice and a uniform letter of notification; provides for posting of specified notice at the site of a quarantine; provides requirements for the sending of a specified letter of notification to a residential property owner or property manager; provides for petitions by certain persons to lift such quarantines under certain conditions; prohibits specified violations relating to such quarantines; permits demolition of quarantined residential property under certain conditions; provides immunity from health-based civil actions for residential property owners who have met specified clandestine laboratory decontamination standards as evidenced by specified documentation; provides an exception to such immunity for persons convicted of manufacturing controlled substances at the site; provides for rulemaking to adopt clandestine laboratory

decontamination standards; provides for certificates of fitness to indicate that decontamination has been completed; provides requirements for the lifting of a quarantine upon demolition of the property; requires the Department of Health to specify requirements for persons authorized to perform decontamination and contamination assessment; requires the department to compile and maintain lists of decontamination specialists and contamination assessment specialists; provides responsibilities for decontamination specialists; permits specialists to request specified documents; provides for issuance of certificates of fitness by contamination assessment specialists. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

HB 7021 CS by Criminal Justice Committee, Kravitz (Similar SB 2014)

Stolen Property; Provides that specified circumstances give rise to an inference that the person in possession of a stolen motor vehicle knew or should have known that the motor vehicle had been stolen. Effective Date: July 1, 2006.

Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 7137 CS by Criminal Justice Committee, Kravitz (Similar CS/CS/SB 1736)

Drug Testing Within the Department of Corrections; Authorizes the department to develop a program for testing employees who are in safety-sensitive and special risk positions for certain controlled substances based upon a reasonable suspicion; provides for the reasonable suspicion to include violent acts or behavior of an employee while on or off duty; requires the department to adopt rules. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

14. House Resolutions

15. Unfinished Business

16. Introduction and Reference

END OF DAILY ORDER OF BUSINESS

(As Reported by the Rules and Calendar Council on Monday, April 24, 2006)

I. Consideration of the following bills:

HB 449 CS by Detert, Waters (Similar HB 305, CS/CS/SB 624)

Economic Development; Revises provisions providing for an urban job tax credit program to apply to designated urban job tax credit areas rather than high-crime areas; revises and provides definitions, eligibility criteria, application procedures and requirements, area characteristics and criteria, and area designation limitations; provides for tax credits to eligible businesses; provides procedures and requirements for and limitations on tax credits; provides duties and responsibilities of the Office of Tourism, Trade, and Economic Development; provides for liability and a criminal penalty for fraudulent claim of the credit; provides limitations on corporations claiming the credit against corporate income taxes; authorizes the Department of Revenue to adopt rules and establish guidelines; provides for retention of the program and tax credit eligibility and amount by specified businesses until 2012; provides for future repeal; creates designated urban job tax credit areas; authorizes Charlotte County or Charlotte County and the City of Punta Gorda to apply to the Office of Tourism, Trade, and Economic Development for designation of an enterprise zone; provides requirements; authorizes the office to designate an enterprise zone. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Finance & Tax Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 857 CS by Mahon (Compare SB 1714)

Insurance Premium Tax; Provides for separate taxation of title insurance premiums. Effective Date: January 1, 2007.

Finance & Tax Committee: Favorable; Civil Justice Committee: Favorable; Fiscal Council: Favorable With Committee Substitute

HB 1321 CS by Davis, D., Sansom, Zapata (Compare CS/SB 2110)

Entertainment Industry Economic Development; Provides for an entertainment industry credit of sales and use taxes paid on qualified expenditures; provides criteria, requirements, procedures, and limitations on the credit; provides for uses of the credit; provides duties and responsibilities of the Office of Film and Entertainment, the Office of Tourism, Trade, and Economic Development, and the Department of Revenue; authorizes the Office of Tourism, Trade, and Economic Development to adopt rules; provides for liability for fraudulent credit applications; authorizes the Department of Revenue to provide specified tax credit and tax refund information to the Office of Film and Entertainment and the Office of Tourism, Trade, and Economic Development; revises the order of priority list of applicable credits against taxes; provides for an entertainment industry corporate income tax credit of a percentage of qualified expenditures; provides criteria, requirements, procedures, and limitations on the credit; provides for aggregate amounts of tax credits available; provides for uses and allocations of the credit; provides for use and carryforward of the credit; provides for transfers of the credit; provides for noncorporate distributions of tax credits; authorizes

the Office of Tourism, Trade, and Economic Development Department of Revenue to adopt rules; provides for liability for fraudulent credit applications; revises the entertainment industry financial incentive program to provide corporate income tax and sales and use tax credits to qualified entertainment entities rather than reimbursements from appropriations; revises provisions relating to definitions, creation and scope, application procedures, approval process, eligibility, required documents, qualified productions, and annual reports; provides criteria and limitations for awards of tax credits; provides marketing requirements; requires the Office of Tourism, Trade, and Economic Development and Department of Revenue to adopt rules; provides liability for reimbursement of costs and fees associated with fraudulent applications; provides for future repeal; provides an appropriation. Effective Date: July 1, 2006.

Tourism Committee: Favorable With Committee Substitute; Finance & Tax Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable With Committee Substitute

HB 821 CS by Goodlette, Carroll, Farkas, Sansom, Seiler (Similar SB 784, Compare HB 1363 CS, CS/SB 132)

Community Contribution Tax Credit Program; Increases the amount of available tax credits against the sales tax, corporate income tax, and insurance premium tax, respectively, for projects under the community contribution tax credit program and provides separate annual limitations for specified projects; revises requirements and procedures for the Office of Tourism, Trade, and Economic Development in granting tax credits under the program. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Finance & Tax Committee: Favorable With Committee Substitute; Commerce Council: Favorable

HB 1079 CS by Altman, Farkas, Sansom, Williams (Compare CS/SB 1832)

Exemption from the Tax on Sales, Use, and Other Transactions; Defines the term "qualified aircraft"; includes qualified aircraft under specified miscellaneous exemption provisions relating to aircraft; exempts specified advertising materials distributed free of charge by mail in an envelope; provides criteria, requirements, and limitations on exemptions for purchases or leases of qualified aircraft. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Finance & Tax Committee: Favorable; Commerce Council: Favorable With Committee Substitute

HJR 353 CS by Lopez-Cantera, Allen, Kottkamp, Zapata (Compare HJR 7261)

Increased Homestead Exemption; Proposes the amendment of s. 6, Art. VII and the creation of s. 26, Art. XII of the State Constitution to increase the maximum additional homestead exemption for low-income seniors from \$25,000 to \$50,000, effective January 1, 2007.

Finance & Tax Committee: Favorable With Committee Substitute;
Local Government Council: Favorable With Committee Substitute;
Fiscal Council: Favorable With Committee Substitute

HB 743 CS by Bowen, Flores, Hasner, Kendrick, Kreegel, Murzin, Sansom, Stargel, Troutman, Waters (Similar CS/SB 1646)

Agricultural Usage Sales and Use Tax Exemptions; Excludes from application of the sales and use tax diesel fuel used in specified farming vehicles or for farming purposes; exempts from the sales and use tax electricity used for specified agricultural purposes; provides a conclusive presumption of taxable use under specified circumstances. Effective Date: July 1, 2006.

Agriculture Committee: Favorable With Committee Substitute;
Finance & Tax Committee: Favorable; Fiscal Council: Favorable;
State Resources Council: Favorable

HB 421 by Reagan, Carroll (Similar SB 952)

Tax on Sales, Use, and Other Transactions; Continues an exemption from the tax on rental or license fees which is provided for certain property rented, leased, or licensed by a convention or exhibition hall, auditorium, stadium, theater, arena, civic center, performing arts center, or publicly owned recreational facility for a specified period; provides for future repeal; postpones the repeal of and revives and readopts s. 212.031(10), F.S., relating to an exemption provided for certain charges imposed by a convention or exhibition hall, auditorium, stadium, theater, arena, civic center, performing arts center, or publicly owned recreational facility upon a lessee or licensee; provides for future repeal; revises provisions relating to the tax on admissions; continues in effect a provision that excludes certain service charges from the sale price or actual value of an admission; continues an exemption from the tax which is provided for admission charges to an event sponsored by a governmental entity, sports authority, or sports commission; provides for future repeal; continues in effect provisions governing the remitting of certain admission taxes to the Department of Revenue. Effective Date: July 1, 2006.

Finance & Tax Committee: Favorable; Fiscal Council: Favorable

HB 69 CS by Meadows, Benson, Brown, Carroll, Detert, Hasner, Kravitz, Mahon, McInvale, Richardson, Stansel (Similar SB 1180, SB 1206)

Exemptions from the Tax on Sales, Use, and Other Transactions; Designates the "Florida Manufacturing Global Competitiveness Act"; provides legislative findings and purpose; deletes an annual limitation on an exemption from the sales tax for machinery and equipment used to increase productive output; deletes an exemption for machinery and equipment used to expand certain printing manufacturing facilities or plant units; deletes a limitation on application of the exemption for machinery and equipment purchased for use in phosphate or other solid minerals severance, mining, or processing operations by way of a prospective credit; deletes an annual limitation on an exemption from the sales tax for machinery and equipment purchased under a federal procurement contract; repeals a provision relating to qualifications for the exemption and credit for machinery and equipment purchased by an expanding business for use in phosphate or other solid minerals severance, mining, or processing operations; provides an appropriation. Effective Date: July 1, 2006.

Finance & Tax Committee: Favorable With Committee Substitute;
Economic Development, Trade & Banking Committee: Favorable;
Fiscal Council: Favorable With Committee Substitute

HB 507 CS by Kreegel, Flores, Glorioso, Hasner, Henriquez, Kendrick, Littlefield, Sands, Sansom, Traviesa, Troutman (Identical CS/SB 2410)

Exemptions from the Tax on Sales, Use, and Other Transactions; Defines the term "low-volume irrigation" or "micro-irrigation"; includes in the exemption for items in agricultural use specified agricultural machinery or farm equipment used for low-volume irrigation or microirrigation; deletes specified exemptions relating to equipment and fuel used in breeding poultry. Effective Date: July 1, 2006.

Agriculture Committee: Favorable With Committee Substitute;
Finance & Tax Committee: Favorable With Committee Substitute;
State Resources Council: Favorable

HB 989 CS by Detert (Similar SB 1932)

Motor Fuel Taxes; Provides for a refund of motor fuel taxes paid on motor fuel used for commercial aviation purposes. Effective Date: July 1, 2006.

Transportation Committee: Favorable; Finance & Tax Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable

II. Consideration of the following bills:

HB 1243 CS by Mahon, Arza (Similar SB 1148)

Education Personnel; Authorizes a regional professional development academy to receive funds from certain sources for the purpose of developing programs and services; provides that a regional professional development academy is not a component of any school district or governmental unit to which it provides services. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable With Committee Substitute;
Education Appropriations Committee: Favorable; Education Council: Favorable With Committee Substitute

HB 765 by Jennings (Similar SB 502)

Discounted Computers and Internet Access for Students; Creates a program to offer discounted computers and Internet access to public school students and students in home education programs in grades 5 through 12; requires the Department of Education to negotiate terms with computer manufacturers, certain nonprofit corporations, and broadband Internet access providers; requires the State Board of Education to adopt rules, including rules for provision of technical training to students; requires the Digital Divide Council to implement a pilot project to assist low-income students with purchasing discounted computers and Internet access services; requires the council to identify eligibility criteria for participation in the pilot project; provides funding for implementation. Effective Date: July 1, 2006.

Choice & Innovation Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

HJR 447 CS by Pickens, Hasner, Stargel, Baxley, Carroll, Harrell, Hays, Kottkamp, Kreegel, Legg, Proctor, Reagan, Sansom, Zapata (Similar SJR 1150, Compare HJR 467, HJR 727, HJR 1573 CS, HB 7087, CS/CS/SJR 2170)

Requiring 65 Percent of School Funding for Classroom Instruction; Flexible Class Size Reduction Implementation;

Proposes an amendment to s. 1, Art. IX of the State Constitution to provide that funding for high quality public K-12 education through classroom instruction is fundamental; to provide that to make adequate provision for a high quality public K-12 education, at least 65 percent of school funding received by school districts shall be spent on classroom instruction rather than on administration; to provide that classroom instruction and administration shall be defined by law; to provide flexibility for school districts in meeting class size reduction requirements by calculating compliance at a school district average number of students who are assigned to a teacher in specified grades; to specify the maximum number of students who may be assigned to one teacher in an individual class; to require implementation of the class size reduction requirements by the beginning of the 2009-2010 school year and for each school year thereafter; and to exempt virtual classes from the class size requirements.

Choice & Innovation Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable; Education Council: Favorable With Committee Substitute

HB 7171 CS by Choice & Innovation Committee, Legg, Arza, Sansom (Compare HB 135 CS, CS/CS/SB 1030, SB 2596)

Charter Schools; Establishes the Florida Schools of Excellence Commission as a charter school authorizing entity; provides powers and duties of the commission, including serving as a sponsor of charter schools, approving certain entities to act as cosponsors, approving or denying applications for Florida Schools of Excellence (FSE) charter schools, and developing standards for and evaluating the performance of cosponsors and charter schools; requires collaboration with municipalities, state universities, community colleges, and regional educational consortia as cosponsors for FSE charter schools; provides causes for revocation of approval of a cosponsor; provides for FSE charter school application and review procedures; authorizes existing charter schools to apply as FSE charter schools; provides for application of specified provisions of law; provides that the sponsor of a charter school shall not be liable for civil damages for certain actions; provides that the duty to monitor a charter school shall not be the basis for a private cause of action; prescribes limits on immunities of a charter school sponsor; provides requirements with respect to the right to appeal the denial of a charter school application; expands a school district's immunity from assumption of contractual debts; provides appropriations and authorizes positions. Effective Date: July 1, 2006.

Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable With Committee Substitute

HB 135 CS by Greenstein (Compare HB 7171 CS, CS/CS/SB 1030)

Charter Schools; Provides that the sponsor of a charter school shall not be liable for civil damages for certain actions; provides that the duty to monitor a charter school shall not be the basis for a private cause of action; prescribes limits on immunities of a charter

school sponsor; expands a school district's immunity from assumption of contractual debts. Effective Date: July 1, 2006.

Choice & Innovation Committee: Favorable With Committee Substitute; Civil Justice Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 7103 CS by Choice & Innovation Committee, Stargel, Sansom (Compare HB 7087, CS/SB 2048, CS/SB 2424)

Charter Schools; Revises various provisions relating to charter schools, including duties of sponsors, application process, denial of an application, and review of appeals; provides procedures when a state of financial emergency exists; revises provisions relating to charter contracts, terms, and renewal; revises nonrenewal and termination provisions; revises duties of a charter school governing body; provides procedures with respect to charter schools with deficiencies; authorizes the imposition of a fine or withholding of lottery funds for certain violations; provides for additional services to charter schools; provides for charter schools to be subject to provisions governing financial emergencies; provides that certain liability insurance shall cover charter school personnel. Effective Date: July 1, 2006.

Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable With Committee Substitute

HB 1237 CS by Mealor, Hasner (Compare HB 1229, CS/SB 918, CS/SB 2084)

Special Postsecondary Education Programs; Creates the 21st Century Technology, Research, and Scholarship Enhancement Act; establishes the Florida Technology, Research, and Scholarship Board within the Board of Governors of the State University System to make recommendations to the Board of Governors regarding the 21st Century World Class Scholars Program and the Centers of Excellence Program; provides for expiration of the act; provides appropriations; authorizes colleges of medicine at the University of Central Florida and Florida International University. Effective Date: July 1, 2006.

Colleges & Universities Committee: Favorable With Committee Substitute; Economic Development, Trade & Banking Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable With Committee Substitute

HB 263 CS by Mealor, Zapata (Compare CS/CS/SB 550)

Florida Prepaid College Program; Renames the Florida Prepaid College Program; deletes a restriction on the types of postsecondary educational institutions to which a qualified beneficiary may apply his or her benefits under the program; requires certain advertisements to contain a disclaimer regarding the program. Effective Date: July 1, 2006.

Colleges & Universities Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable With Committee Substitute

HB 899 by Richardson, Pickens (Identical SB 1710, Compare HB 5005)

Regional Consortium Service Organizations; Requires the determination of services and use of funds to be established by the board of directors of a regional consortium service organization; authorizes establishment of purchasing and bidding programs in lieu of individual school district bid arrangements; authorizes establishment of an educational foundation governed by an educational foundation board of directors; provides for use of property, facilities, and personnel services by an educational foundation; requires audits. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 7097 CS by Community Colleges & Workforce Committee, Patterson (Compare HB 7257, CS/SB 2326)

Postsecondary Education; Authorizes an articulation agreement for delivery of associate in applied science degree programs by career centers; provides requirements for use of the designation "technical college"; revises provisions relating to establishment of interinstitutional mechanisms by public postsecondary educational institutions; revises components of the statewide articulation agreement; requires the State Board of Education, in consultation with the Board of Governors, to establish statewide articulation agreements for articulated career paths for specific professions; requires the Office of Program Policy Analysis and Government Accountability to assess articulation agreements and review career paths for articulation of credit; establishes the School District Career Center Facility Enhancement Challenge Grant Program; authorizes a school district direct-support organization to solicit funds and establish a separate career center capital facilities matching account for private contributions for instructional facility construction projects; provides State Board of Education requirements relating to capital outlay budget requests for such projects; authorizes the Board of Governors Foundation to participate in the Trust Fund for University Major Gifts program; transfers responsibilities relating to the trust fund from the State Board of Education to the Board of Governors and revises match provisions. Effective Date: July 1, 2006.

Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable With Committee Substitute

HB 1171 by Rivera, Kravitz, Planas, Sansom, Zapata (Identical SB 2434)

Travel to Terrorist States; Prohibits the use of funds from the Community College Program Fund, or funds made available to community colleges from outside the fund, to implement, organize, direct, coordinate, or administer activities related to or involving travel to a terrorist state; prohibits the use of state or nonstate funds made available to state universities to implement, organize, direct, coordinate, or administer activities related to or involving travel to a terrorist state; provides that travel expenses of public officers or employees for the purpose of implementing, organizing, directing, coordinating, or administering activities related to or involving travel to a terrorist state shall not be allowed under any circumstances; defines "terrorist state." Effective Date: July 1, 2006.

Community Colleges & Workforce Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

III. Consideration of the following bills:

HB 805 CS by Benson, Gannon, Henriquez, Homan (Compare CS/CS/SB 1274)

Plans, Policies, Contracts, and Programs for the Provision of Health Care Services; Revises eligibility requirements for participation in health flex plans; requires an identification card containing specified information to be given to insureds who have health and accident insurance, insureds under group health insurance policies, and persons having health care services through a health maintenance contract. Effective Date: January 1, 2007, and shall apply to identification cards issued for policies or certificates issued or renewed on or after that date.

Insurance Committee: Favorable With Committee Substitute; Health Care Regulation Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 7213 by Transportation & Economic Development Appropriations Committee, Davis, D. (Compare CS/CS/SB 2728)

Quick Action Closing Fund; Provides eligibility criteria for receipt of funds; requires Enterprise Florida, Inc., to determine eligibility using specified criteria; provides for waiver of eligibility criteria under certain circumstances; requires the Governor to provide evaluations of certain projects to the President of the Senate and the Speaker of the House of Representatives; provides an appropriation. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable; Fiscal Council: Favorable

HB 1503 CS by Galvano, Llorente, Sansom (Similar CS/SB 2012, Compare HB 169 CS, HB 329, SB 120, SB 386, CS/SB 1182, SB 2662)

Persons with Disabilities; Requires the director of the Agency for Persons with Disabilities to be subject to confirmation by the Senate; requires the agency to create a Division of Budget and Planning and a Division of Operations; authorizes the director to recommend creating additional subdivisions of the agency; provides for certain employees, agents, and contract providers of the agency to have access to records concerning cases of child abuse or neglect for specified purposes; revises duties of the agency relating to prevention services, evaluations and assessments, intervention services, and support services; revises screening requirements for direct service providers; revises requirements governing the agency's licensure procedures; requires rules limiting the use of restraint and seclusion; establishes the Community Resources Development Loan Program; requires the agency to establish a certification program for behavior analysts; provides guidelines for the use of certain moneys in a trust account. Effective Date: July 1, 2006.

Elder & Long-Term Care Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable

HB 1363 CS by Davis, M., Allen, Anderson, Bendross-Mindingall, Berfield, Bilirakis, Bogdanoff, Bucher, Cannon, Carroll, Clarke, Coley, Cretul, Davis, D., Dean, Detert, Domino, Fields, Flores, Galvano, Gannon, Garcia, Gibson, A., Gibson, H., Glorioso, Goldstein, Goodlette, Grant, Greenstein, Grimsley, Harrell, Hays, Henriquez, Holloway, Kendrick, Kravitz, Kreegel, Littlefield, Llorente, Lopez-Cantera, Machek, McInvale, Meadows, Murzin, Patterson, Porth, Reagan, Rivera, Robaina, Roberson, Ryan, Sands, Sansom, Seiler, Smith, Sobel, Sorensen, Stargel, Taylor, Traviesa, Vana, Waters, Williams, Zapata (Compare HB 401, HB 451, HB 573, HB 683 CS, HB 821 CS, HB 835 CS, HB 869, HB 1185 CS, HB 1257, HB 1309, HB 7225 CS, CS/SB 132, SB 784, CS/SB 934, CS/CS/SB 1020, SB 1032, SB 1048, CS/SB 1342, SB 1776, CS/CS/SB 1980, SB 2162, SB 2166, SB 2408, SB 2618)

Affordable Housing; Provides for disposition of state, county, and municipal property for affordable housing; revises a limitation relating to small scale comprehensive plan amendments involving the construction of affordable housing units; authorizes independent special districts to provide for housing and housing assistance; authorizes independent special fire control districts to provide employee housing and housing assistance; creates the Manny Diaz Affordable Housing Property Tax Relief Initiative; provides criteria for assessing just valuation of affordable housing properties serving persons of low, moderate, very-low, and extremely-low incomes; specifies what constitutes a nonprofit entity for purposes of affordable housing property tax exemption; increases the amount of available tax credits against the sales tax, corporate income tax, and insurance premium tax, respectively, for projects under the community contribution tax credit program and provides separate annual limitations for certain projects; revises requirements and procedures for the Office of Tourism, Trade, and Economic Development in granting tax credits under the program; includes extremely-low-income persons as eligible recipients of assistance; authorizes local governments to request state lands be declared surplus for the purpose of affordable housing; provides for use of lands that are declared surplus; expands the disabled veteran exemption from certain license and permit fees relating to dwelling improvements; provides tax credits for eligible applicants; provides a greater substantial deviation threshold for the provision of affordable housing in a development of regional impact; provides a statewide guidelines and standards bonus for the provision of workforce housing; defines the term "extremely-low-income persons"; repeals a provision relating to additional powers of the Florida Housing Finance Corporation; repeals a provision relating to the state Farm Worker Housing Pilot Loan Program; revises the definition of the term "farmworker" under the Florida Housing Finance Corporation Act; provides rulemaking authority; revises and expands the powers of the Florida Housing Finance Corporation relating to mortgage loan interest rates, loans, loan relief, uses of loan funds, subsidiary business entities, and data reporting; provides rulemaking authority; increases the population criteria for the State Apartment Incentive Loan Program; revises criteria for loans; expands the scope of the Florida Homeownership Assistance Program; revises loan requirements; deletes a provision reserving program funds for certain borrowers; requires local housing assistance plans to define essential service personnel for the county or eligible municipality and to contain a strategy for the recruitment and retention of such personnel; provides for provision of funds for homeownership for extremely-low-income, very-low-income or low-income persons; revises the maximum appropri-

tion the Florida Housing Finance Corporation may request each state fiscal year; authorizes school districts to make specified lands available for affordable housing for teachers and other instructional personnel; authorizes district school boards to provide affordable housing for teachers and other instructional personnel; prohibits the use of PECO funds for the construction of affordable housing; authorizes school districts to use local and other funds to fund the construction of affordable housing; creates the Community Workforce Housing Innovation Pilot Program; provides legislative findings; provides definitions; provides the Florida Housing Finance Corporation with certain powers and responsibilities relating to the program; requires the program to target certain entities; provides application requirements; provides incentives for program applicants; provides rulemaking authority; requires a report to the Governor and Legislature; authorizes local governments to provide density bonus incentives to land-owners who donate fee simple interest in real property to the local government for the purpose of assisting the local government in providing affordable housing; provides definitions and requirements governing such donations and density bonuses; authorizes the Department of Community Affairs to establish a Home Retrofit Hardening Program and establishes requirements for the program; requires the Department of Community Affairs to establish a Disaster Recovery Assistance Program and establishes requirements for the program; authorizes the Florida Housing Finance Corporation to provide funds to eligible entities for affordable housing recovery in areas of the state sustaining hurricane damage due to hurricanes during 2004 and 2005; provides legislative findings and emergency rulemaking authority; provides appropriations. Effective Date: July 1, 2006.

Growth Management Committee: Favorable With Committee Substitute; Local Government Council: Favorable With Committee Substitute; Fiscal Council: Favorable With Committee Substitute; State Infrastructure Council: Favorable With Committee Substitute

HB 1347 CS by Williams, Davis, M., Grant, Grimsley, Kreegel, Rivera, Sansom (Compare CS/CS/SB 2102)

Land Management; Creates the Babcock Ranch Preserve Act; creates the Babcock Ranch Preserve, a conservation acquisition with certain goals; creates Babcock Ranch, Inc., a not-for-profit corporation to be incorporated in the state; provides that the corporation shall act as an instrumentality of the state for purposes of sovereign immunity under s. 768.28, F.S., but shall not be an agency under s. 20.03, F.S., or a unit or entity of state government; provides that the corporation is subject to the provisions of chs. 119 and 286, F.S., relating to public records and meetings; requires public records and meetings; provides for the corporation to be governed by a board of directors; provides for the qualifications, appointment, removal, and liability of board members and their terms of office; prohibits any board member from voting on any measure that constitutes a conflict of interest; provides for the board members to serve without compensation, but to receive per diem and travel expenses; provides for organization and meetings; authorizes state agencies to provide state employees for purposes of implementing the Babcock Ranch Preserve; provides certain powers and duties of the corporation; provides limitations on the powers and duties of the corporation; provides that the corporation and its subsidiaries must provide equal employment opportunities; provides for the corporation to establish and manage an operating fund; requires an annual financial audit of the accounts and records of the corporation; requires annual reports by the corporation to the Board of Trustees of the Internal Improvement Trust Fund, the Legislature, the Department of Agriculture and Consumer Services, and the Fish and Wildlife Conservation Commission; requires that

the corporation prepare an annual budget; specifies a goal of financially self-sustaining operation within a certain period; provides for the corporation to retain donations and other moneys; requires that the corporation adopt articles of incorporation and bylaws subject to the approval of the Board of Trustees of the Internal Improvement Trust Fund; authorizes the corporation to appoint advisory committees; provides requirements for a comprehensive business plan; specifies the procedures by which the corporation shall assume the management and operation of the Babcock Ranch Preserve; prohibits the corporation from taking certain actions without the consent of the Board of Trustees of the Internal Improvement Trust Fund; requires that the corporation be subject to certain state laws and rules governing the procurement of commodities and services; authorizes the corporation to assess reasonable fees; provides for management of the Babcock Ranch Preserve until expiration of a current management agreement; provides for reversion of the management and operation responsibilities to certain agencies upon the dissolution of the corporation; provides that the corporation may be dissolved only by an act of the Legislature; provides for reversion of funds upon the dissolution of the corporation; provides for an appropriation subject to specified conditions. Effective Date: upon becoming a law.

Environmental Regulation Committee: Favorable With Committee Substitute; Agriculture & Environment Appropriations Committee: Favorable With Committee Substitute; State Resources Council: Favorable With Committee Substitute

HB 1283 CS by Attkisson, Benson, Hasner (Compare CS/SB 1136, CS/CS/SB 2728)

Innovation Incentives; Provides eligibility criteria for receipt of funds from the Quick Action Closing Fund; requires Enterprise Florida, Inc., to determine eligibility using specified criteria; provides for waiver of eligibility criteria; requires the Governor to provide evaluations of specified projects to the President of the Senate and the Speaker of the House of Representatives; creates within the Office of Tourism, Trade, and Economic Development the Innovation Incentive Program; provides for innovation incentive awards, subject to limitations; provides qualification requirements for review of applicants and projects by the office and Enterprise Florida, Inc.; provides proposal evaluation and recommendation requirements for Enterprise Florida, Inc.; authorizes the office to negotiate award amounts to applicants; provides negotiation requirements; requires the director of the office to make recommendations to the Governor for approval or disapproval of projects; provides recommendation requirements; requires consultation with the Legislature; provides for certification of applicants as qualified innovation businesses; provides for incentive payment agreements; requires Enterprise Florida, Inc., to assist the office in validating business performances; requires a report; requires Enterprise Florida, Inc., to establish business ethics standards; requires the standards to be reported to the Governor, the President of the Senate, and the Speaker of the House of Representatives; requires incentive award agreements to require compliance with the standards; requires the office to review sites for projects funded under the program; provides an appropriation; provides for carrying forward unexpended balances of appropriations until a time certain; provides for office retention of obligated funds to be used for specified purposes; provides for reversion of unobligated funds. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Fiscal Council: Favorable With

Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 1285 CS by Attkisson (Similar CS/SB 1136, Compare CS/CS/SB 2728)

Public Records Exemptions; Expands the public records exemption for incentive programs to include the Innovation Incentive Program; provides for future review and repeal; provides a statement of public necessity. Effective Date: July 1, 2006, if House Bill 1283 or similar legislation is adopted in the same legislative session or an extension thereof and becomes a law.

Economic Development, Trade & Banking Committee: Favorable; Governmental Operations Committee: Favorable With Committee Substitute; Commerce Council: Favorable

HB 1467 CS by Grant, Hasner, Williams (Similar CS/CS/SB 2668, Compare CS/CS/SB 2656)

Capital Formation; Creates the Florida Capital Formation Act; requires the Office of Tourism, Trade, and Economic Development to account for specified moneys separately within the Economic Development Trust Fund; requires the office to make specified funds available for investment by the State Board of Administration; provides for deducting specified fees and expenses; requires the State Board of Administration to liquidate investments and advance proceeds to the Florida Opportunity Fund; provides investment requirements for the State Board of Administration; provides operational requirements for the Florida Opportunity Fund; requires Enterprise Florida, Inc., to organize the Florida Opportunity Fund as a wholly owned private, not-for-profit limited liability Florida-based company; requires Enterprise Florida, Inc., to annually evaluate the company and report to the Governor and Legislature; provides for a board of directors for the company; provides for appointment and terms of board members; provides requirements and limitations for board members; requires board members to serve without compensation; provides for reimbursement of expenses of board members and company officers and employees; specifies powers of the company; authorizes the company to indemnify board members; specifies a fiduciary duty of board members and company officers and employees; subjects the company to public meetings and public records requirements; specifies duties of the company; requires the company to select a Florida Opportunity Fund allocation manager; specifies duties and requirements of the allocation manager; requires the company to guarantee private capital investments in the company; provides requirements for such guarantees; specifies investment requirements for the company; specifies investment limitations and prohibitions for the company; requires the company to issue an annual report to the Governor and the Legislature; specifies report requirements; provides for an independent audit; provides for a transfer of nonrecurring funds in the General Revenue Fund to the Economic Development Trust Fund for subsequent investment in the Florida Opportunity Fund; provides for retention of balances in the trust fund each year; provides for continuing appropriation and use of such moneys for a specified time period; provides for return of specified funds to the General Revenue Fund; requires the company to continue administering investments for specified purposes; provides for continuous reinvestment of specified funds by the company; provides for reversion of assets and funds of the company to the General Revenue Fund; prohibits Enterprise Florida, Inc., from selling or transferring ownership of the company. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; Commerce Council: Favorable

HB 1469 CS by Grant, Williams (Similar CS/CS/SB 2656, Compare CS/CS/SB 2668)

Public Records; Creates an exemption from public records requirements for proprietary confidential business information held by the Florida Opportunity Fund regarding alternative investments; provides for limited duration of the exemption; provides definitions; defines "proprietary confidential business information" and specifies information which does not constitute proprietary confidential business information; authorizes the inspection and copying of confidential and exempt records if the proprietor of the information fails to verify that a record contains certain information within a specified period of time; authorizes a court to order the release of confidential and exempt records upon making certain findings; provides for future review and repeal; provides a statement of public necessity. Effective Date: July 1, 2006, if House Bill 1467 or similar legislation is adopted in the same legislative session or an extension thereof and becomes law.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Governmental Operations Committee: Favorable With Committee Substitute; Commerce Council: Favorable

HB 7167 CS by Growth Management Committee, Johnson (Compare HB 1485 CS, CS/SB 1858)

Growth Management; Revises requirements and procedures for public schools interlocal agreements; revises concurrency requirements and procedures; provides sanctions; deletes an annual appropriation from the State Transportation Trust Fund for State Infrastructure Bank purposes; revises statutory exemption provisions for developments of regional impact; revises requirements and procedures for coordination of planning with local governing bodies; deletes an annual appropriation to the Classroom for Kids Program; revises an appropriation from the State Transportation Trust Fund for Florida Strategic Intermodal System purposes. Effective Date: July 1, 2006.

Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable With Committee Substitute

HB 335 CS by Culp, Needelman (Compare HB 293 CS, HB 5019, HB 7169, CS/SB 456, CS/SB 1612)

Juvenile Justice; Includes specified law enforcement officers in a definition for purposes of abuse investigations; permits a law enforcement officer to take a child into custody for a violation of adjudication order conditions; permits specified types of post-adjudication detention for a child who has previously failed to appear at delinquency court proceedings regardless of risk assessment instrument results; provides exceptions; revises the

definition "fiscally constrained county" for purposes of determining state payment of costs of juvenile detention care; requires a court to include specified conditions in an order of adjudication of delinquency; permits a court to find a child in contempt of court for a violation of adjudication order conditions; repeals provisions relating to boot camps for children; authorizes the Department of Juvenile to contract for sheriff's training and respect programs; provides eligibility requirements; specifies required program offerings and participation timeframes; requires the department to adopt rules and maintain specified records; provides for quarterly evaluations of and contract cancellation; specifies staff training requirements; requires the department to adopt training rules; prohibits the provision of direct care to children by staff who have not complied with training requirements; prohibits operation of a program until rules are adopted and the department has verified program compliance with applicable law and rules; authorizes emergency rules to expedite implementation; deletes requirements for certain reports; provides penalties for the willful failure of a child to return to a residential commitment facility within time authorized for a temporary release; requires the department to adopt specified rules; requires the department and provider employees to be certified in protective action response within a specified number of days; creates the Juvenile Justice Accountability Commission; requires the commission to contract for a comprehensive evaluation, accountability, and reporting system for juvenile justice programs; provides requirements for the system; requires a report by the system provider; specifies commission duties; requires a report; provides for automated access to the juvenile justice information system; requires the commission to adopt rules; directs the department to collect and analyze specified data; requires the development of a standard methodology for annually measuring, evaluating, and reporting program outputs and youth outcomes; requires an annual report; specifies report contents; revises a cost-effectiveness model for commitment programs; revises a report due date; revises requirements for annual quality assurance reporting; provides for termination of juvenile justice contracts and programs in specified circumstances; deletes obsolete provisions; creates the cost of supervision and care waiver pilot program in the Ninth Judicial Circuit; requires waiver of specified fees for successful completion of specified parenting classes; provides conditions; provides for review of the pilot program and reports by OPPAGA; requires the Juvenile Justice Accountability Commission to contract for the parenting classes; provides for future repeal; provides for a transfer of powers, duties, resources, and personnel relating to specified department responsibilities to the Juvenile Justice Accountability Commission; creates a pilot program that authorizes specified courts to select commitment programs for juvenile delinquents; requires the department to develop implementation procedures and to publish specified information about commitment programs on its website; provides procedures for the selection of commitment programs by courts; requires evaluation and reports by OPPAGA; specifies department and court responsibilities relating to the reports; provides for future repeal of the pilot program. Effective Date: July 1, 2006.

Juvenile Justice Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable

HB 11 CS by Robaina, Flores, Garcia, Zapata (Similar CS/SB 1536, Compare HB 317, CS/SB 600)

Indoor Smoking Places; Defines the term "person" for purposes of the Florida Clean Indoor Air Act; prohibits a proprietor or other person in charge of an enclosed indoor workplace from permitting smoking in that workplace; deletes obsolete provisions requiring that signs be posted in an enclosed indoor workplace; prohibits a vendor from permitting smoking in a licensed premises unless it is designated as a stand-alone bar; provides a penalty for a vendor who knowingly makes a false statement on an affidavit of compliance; deletes a provision requiring that a vendor operating a stand-alone bar certify to the Division of Alcoholic Beverages and Tobacco that it derives only a certain percentage of its gross revenue from the sale of food. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable; Commerce Council: Favorable

HB 19 CS by Justice, Galvano, Richardson, Waters (Identical CS/SB 1086, Compare HB 639, HB 741 CS, HB 769 CS, HB 873 CS, CS/SB 876, SB 1348, SB 1604, SB 1606, CS/SB 1616, SB 1636, SB 1764)

Building and Facility Designations; Provides for the designation of university buildings and other facilities; provides for the erection of markers. Effective Date: July 1, 2006.

Colleges & Universities Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable With Committee Substitute

HB 23 CS by Jordan, Altman, Waters (Similar SB 188)

Bicycle Safety; Revises safety standard requirements for bicycle helmets that must be worn by certain riders and passengers; provides for enforcement of certain bicycle equipment requirements; provides penalties for violations; provides for dismissal of a first offense. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable; Justice Council: Favorable

HB 29 CS by Sansom, Allen, Altman, Benson, Carroll, Goldstein, Grimsley, Hasner, Legg, McInvale, Needelman, Reagan, Sands, Stargel, Troutman, Waters, Williams, Zapata (Similar SB 692)

Tax on Sales, Use, and Other Transactions; Specifies a period during which sales of books, clothing, and school supplies are exempt from such tax; provides exceptions; authorizes the Department of Revenue to adopt rules; provides an appropriation. Effective Date: July 1, 2006.

Finance & Tax Committee: Favorable With Committee Substitute; Fiscal Council: Favorable With Committee Substitute

HB 45 CS by Porth, Bilirakis, Farkas, Hukill, Kreegel (Similar CS/CS/SB 80, Compare HB 7157)

Electronic Communication; Requires certain governmental entities to post a notice on their websites that electronic mail addresses sent to them are subject to release to the public; provides an exemption from criminal liability for certain carriers and equipment providers whose equipment transmits commercial electronic mail messages that violate a specified provision; provides that remedies and penalties under specified provisions are cumulative; provides criminal penalties; prohibits certain acts relating to fraudulent use or possession of identifying information; authorizes civil actions for violations; provides for injunctive relief and damages; authorizes courts to increase awards of actual damages; provides for recovery of attorney's fees and court costs; provides for jurisdiction and venue; provides for deposit of certain moneys received by the Attorney General; authorizes rulemaking; provides for nonapplication to certain entities' good faith handling of identifying information; specifies the absence of liability for certain actions taken to prevent certain violations; provides applicability. Effective Date: July 1, 2006, and shall apply to violations committed on or after that date.

Utilities & Telecommunications Committee: Favorable With Committee Substitute; Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable With Committee Substitute; Commerce Council: Favorable

HB 65 CS by Porth, Fields, Kottkamp, Sands, Seiler, Smith (Similar CS/CS/SB 166)

Foreclosure Proceedings; Revises procedures and requirements for judicial sales; provides for disbursement of surplus funds after a judicial sale; establishes a rebuttable presumption of entitlement to surplus funds; provides requirements and procedures for disbursement of surplus funds by the clerk of court; provides for appointment of a surplus trustee; provides for notice of appointment; provides for termination of appointment; provides for treatment of surplus funds as unclaimed property; provides construction relating to title of property in a foreclosure sale; provides for a sale or assignment of rights to surplus funds in a property subject to foreclosure; establishes a rebuttable presumption of entitlement to surplus funds; provides requirements for proof; provides requirements for rebutting the presumption; provides requirements for transfers or assignments of surplus funds; provides duties and authority of a court in payment of surplus funds under a transfer or assignment; provides for nonapplication to specified instruments; specifies absence of effect on title or marketability of property or validity of liens; provides qualifications for appointment as a surplus trustee by the Department of Financial Services; provides requirements for appointment as a surplus trustee; provides for application and renewal fees; provides duties of the department in certifying surplus trustees; requires the department to establish a rotation system for assignment of cases to surplus trustees; provides duties of a surplus trustee; provides entitlement of a surplus trustee to specified service charges and fees; specifies service charges for clerks of court for administering judicial sales and surplus funds; specifies different newspaper legal notice and process requirements for counties of different population sizes; provides a civil penalty for knowingly using unfair or deceptive homeowner victimization methods, acts, or practices in residential foreclosure proceedings; specifies higher priority of an order of restitution or reimbursement over imposition of a civil

penalty; provides for deposit of civil penalties into the Legal Affairs Revolving Trust Fund of the Department of Legal Affairs; specifies nonapplication to specified encumbrances, deeds, or actions; limits costs chargeable in a foreclosure proceeding. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Judiciary Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 67 CS by Sobel, Ambler, Baxley, Culp, Detert, Gibson, A., Meadows, Vana (Compare HB 93 CS, SB 252, CS/SB 976)

Automated External Defibrillator Devices; Creates the "Gordon and Miulli Act"; provides for grants to youth athletic organizations for automated external defibrillator devices; provides for disbursement of funds from the Emergency Medical Services Trust Fund; requires the Department of Health to implement an educational campaign to inform persons who acquire automated external defibrillator devices of the scope and limitations of the immunity from liability provided under the Cardiac Arrest Survival Act. Effective Date: July 1, 2006.

Health Care General Committee: Favorable; Governmental Operations Committee: Favorable; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 93 CS by Henriquez, Ambler, Sands (Compare HB 67 CS, SB 252, CS/SB 976)

Automated External Defibrillators; Revises legislative intent with respect to the use of an automated external defibrillator; defines the terms "automated external defibrillator" and "defibrillation"; provides that it is a first degree misdemeanor for a person to commit certain acts involving the misuse of an automated external defibrillator; provides penalties and an exception; requires the Department of Health to implement an educational campaign to inform persons who acquire automated external defibrillator devices of the scope and limitations of the immunity from liability provided under the Cardiac Arrest Survival Act. Effective Date: July 1, 2006.

Health Care General Committee: Favorable With Committee Substitute; Criminal Justice Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 103 CS by McInvale, Waters (Identical SB 152)

Property Appraiser Assessments; Revises property appraisers' authority for inspecting real property for assessment purposes in addition to physical inspections; reduces the required frequency of physical inspections. Effective Date: upon becoming a law.

Finance & Tax Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Fiscal Council: Favorable With Committee Substitute

HB 111 CS by Anderson, Needelman, Sobel (Identical CS/SB 274)

Defibrillators in State Parks; Encourages state parks to have a functioning automated external defibrillator; requires training,

maintenance, and location registration; provides immunity from liability under the Good Samaritan Act and the Cardiac Arrest Survival Act; authorizes the Division of Recreation and Parks to adopt rules; provides an appropriation. Effective Date: July 1, 2006.

Health Care General Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 119 CS by Zapata, Arza, Brandenburg, Bucher, Bullard, Fields, Flores, Garcia, Goldstein, Llorente, Planas, Quinones, Rivera, Robaina, Roberson, Ryan, Sansom (Compare HB 795, HB 7257, CS/SB 366)

Postsecondary Student Fees; Provides conditions for reclassification as a resident for tuition purposes; requires that evidence be provided relating to legal residency and dependent status; provides duties of institutions of higher education; classifies as residents for tuition purposes certain employees of international multilateral organizations; provides an out-of-state fee exemption and eligibility criteria therefor; limits participation in the exemption program. Effective Date: July 1, 2006.

Colleges & Universities Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable

HB 133 CS by Anderson, Bucher, Legg, Sobel, Waters (Similar SB 110)

Student Voter Education; Authorizes district school boards and county supervisors of elections to cooperate to provide a program of voter education for high school seniors; provides guidelines for the content of the educational program; requires that the program of voter education be conducted during school hours. Effective Date: July 1, 2006.

Ethics & Elections Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable; State Administration Council: Favorable

HB 137 CS by Mayfield, Zapata (Identical SB 1658, Compare HB 7257)

Awarding of Baccalaureate Degrees by Community Colleges; Provides that community colleges that grant baccalaureate degrees remain under the authority of the State Board of Education with respect to specified responsibilities; provides that the board of trustees is the governing board for purposes of granting baccalaureate degrees; provides powers of the boards of trustees, including the power to establish tuition and out-of-state fees; requires policies relating to minimum faculty teaching hours per week; requires community colleges that offer baccalaureate degrees to maintain their primary mission and prohibits the termination of associate degree programs; removes authorization for St. Petersburg College to request funding as a university; removes requirement that baccalaureate degree program proposals be submitted to the Council for Education Policy Research and Improvement; provides requirements for the delivery of specified baccalaureate degree programs by a regionally accredited college or university at a community college site; provides guidelines and restrictions for setting tuition and out-of-state fees for upper-division courses; requires the State Board of Education to adopt a resident fee schedule for baccalaureate degree programs offered by community colleges; provides requirements for funding baccalaureate degree programs; provides state policy to limit state

support for recurring operating purposes to no more than a specified percentage of funding for certain state university programs; provides certain reporting and funding requirements; allows boards of trustees to request funding for all authorized programs; provides that enrollment in baccalaureate degree programs may be computed into the survey of need for facilities under certain conditions. Effective Date: July 1, 2006.

Community Colleges & Workforce Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable

HB 141 CS by Adams, Allen, Arza, Barreiro, Baxley, Bendross-Mindingall, Berfield, Bilirakis, Brandenburg, Bul-lard, Cannon, Carroll, Clarke, Culp, Davis, M., Domino, Farkas, Fields, Flores, Galvano, Gannon, Garcia, Gelber, Gibson, A., Gibson, H., Goldstein, Grimsley, Harrell, Hays, Hukill, Jennings, Justice, Kendrick, Kreegel, Legg, Llorente, Lopez-Cantera, Machek, McInvale, Patterson, Planas, Porth, Proctor, Rice, Rivera, Robaina, Roberson, Sands, Sansom, Slosberg, Sobel, Stansel, Taylor, Traviesa, Vana, Williams, Zapata (Compare SB 346)

Workers' Compensation for First Responders; Provides a definition of the term "first responder"; provides a standard of proof for certain injuries and diseases in certain workers' compensation claims; provides that certain adverse results and complications are injuries by accident arising out of employment; provides for the continuation of permanent total supplemental benefits for certain first responders; provides a definition of the term "occupational disease"; provides legislative findings. Effective Date: October 1, 2006.

State Administration Appropriations Committee: Favorable; Domestic Security Committee: Favorable; Insurance Committee: Favorable With Committee Substitute; Fiscal Council: Favorable

HB 149 by Mahon, Baxley, Porth, Proctor, Robaina (Similar SB 1076)

DUI Education Courses; Provides additional requirements for DUI education courses. Effective Date: July 1, 2006.

Transportation Committee: Favorable; Criminal Justice Committee: Favorable; State Infrastructure Council: Favorable

HB 159 CS by McInvale, Detert, Flores, Hays (Identical CS/SB 466)

Regulation of Real Estate Appraisers; Revises requirements relating to work performed by persons who are not certified, licensed, or registered; provides requirements relating to issuance of appraisal reports and compensation of appraisers, including trainees; removes obsolete language relating to qualifications for registration, licensure, or certification; revises education and experience requirements; removes obsolete language relating to examination requirements; revises the minimum and maximum course hour requirements for trainee appraiser registration; removes obsolete provisions establishing education and experience requirements for licensure as an appraiser; revises education and experience requirements for certification as a residential appraiser or general appraiser; requires applicants for certification to maintain certain application documents; provides for the issuance of registration and certification upon receipt of proper documentation; prohibits supervisory appraisers from certain employment; requires supervisory appraisers to provide direct training to

registered trainee appraisers; requires appraisers to furnish their firm or business name and any change in that name to the Department of Business and Professional Regulation; provides rulemaking authority to the Florida Real Estate Appraisal Board for purposes of provisions of the act. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable; Commerce Council: Favorable

HB 161 CS by Domino, Flores, Reagan, Sands, Zapata (Compare HB 153, CS/SB 1046, SB 2670)

Building Assessment and Remediation; Creates pt. XV of ch. 468, F.S., relating to regulation of mold assessment and mold remediation; provides legislative intent; provides requirements for practice of mold assessment or mold remediation; provides exemptions; provides for prohibited acts and penalties; provides insurance requirements; provides for contracts to perform mold assessment or mold remediation; provides a statute of limitations; provides a grandfather clause; creates pt. XVI of ch. 468, F.S., relating to regulation of home inspection services; provides requirements for practice; provides exemptions; provides prohibited acts and penalties; requires liability insurance; exempts certain persons from duty to provide repair cost estimates; provides a statute of limitations; provides a grandfather clause. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable With Committee Substitute; Insurance Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable; Commerce Council: Favorable With Committee Substitute

HB 173 CS by Ross, Brown, Patterson, Reagan, Troutman, Williams (Compare SB 682)

Construction Contracts; Authorizes a prime contractor or subcontractor to reject specified insurance policies or certificates of insurance required by a construction contract as not evidencing insurance conforming with contract requirements; provides requirements, procedures, and limitations on such rejection; provides definitions; provides limitations on payments for labor, services, or materials supplied and lien or payment bond claims for labor, services, or materials supplied; specifies additional circumstances for rejection of specified insurance policies or certificates of insurance required by a construction contract as not evidencing insurance conforming with contract requirements; provides construction relating to tolling time periods for filing certain claims; specifies nonapplication of construction contract insurance provisions; provides for application to specified contracts; prohibits specified persons from requiring workers' compensation policies to be issued by specified entities. Effective Date: October 1, 2006.

Insurance Committee: Favorable With Committee Substitute; Business Regulation Committee: Favorable With Committee Substitute; Civil Justice Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 181 CS by Hays (Similar CS/CS/SB 170)

Administration of Medication; Deletes requirements for unlicensed staff members of direct care service facilities to administer prescribed medications to persons with developmental disabilities; authorizes direct service providers to administer

medication to clients or to supervise self-administration of medication by clients; provides requirements for direct service providers to demonstrate competency regarding supervising the self-administration of medication by clients or administering medication to clients; requires the Agency for Persons with Disabilities to adopt rules to establish standards and procedures governing the supervision of self-administered medications and the administration of medications by direct service providers. Effective Date: upon becoming a law.

Health Care Regulation Committee: Favorable With Committee Substitute; Elder & Long-Term Care Committee: Favorable; Health & Families Council: Favorable

HB 197 CS by Hays (Compare SB 420)

Preinsurance Inspection of Private Passenger Motor Vehicles; Provides for a voluntary preinsurance inspection of motor vehicles by an insurer; authorizes private passenger motor vehicle insurance companies to require a preinsurance inspection of a motor vehicle as a condition of issuing physical damage coverage; deletes provisions relating to required inspections. Effective Date: upon becoming a law.

Insurance Committee: Favorable; Commerce Council: Favorable With Committee Substitute

HJR 213 CS by Brummer, Arza, Flores, Goldstein, Hasner, Traviesa (Compare SJR 532)

Authorizing the Division of a School District into Two or More School Districts; Proposes an amendment to s. 4, Art. IX of the State Constitution to provide that school districts may be divided into two or more school districts, each having no fewer than 25,000 students, as provided by law and upon a vote of the county's electors; to provide that school district taxes shall be imposed countywide and distributed to the school districts in an equitable and nondiscriminatory manner as provided by law; and to provide that the rate of school district taxes shall be determined by a board consisting of an equal number of school board members from each school district in the county as provided by law.

PreK-12 Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable With Committee Substitute

HB 217 CS by Legg, Anderson, Bilirakis, Carroll, Flores, Kreegel, Robaina, Russell, Traviesa, Williams (Similar CS/SB 286, Compare CS/CS/SB 1980)

Sinkhole Insurance; Allows a deductible amount applicable to sinkhole losses in a policy for residential property insurance; defines the term "professional engineer"; revises references to certain engineers; authorizes insurers to make direct payment for certain repairs; excludes insurers from liability for repairs under certain circumstances; eliminates the requirement for certain testing compliance; revises requirements for sinkhole reports by professional engineers and professional geologists; provides for the recording of sinkhole reports by the clerk of court rather than the property appraiser; prescribes an alternative method for resolving disputed sinkhole insurance claims; provides definitions; prescribes procedures for invoking the alternative method; provides that a recommendation by a neutral evaluator is not binding on any party; provides for payments of costs; requires the insurer to pay attorney's fees of the policyholder up to a specified amount under certain conditions; provides that an insurer is not liable for

attorney's fees or for certain damages under certain conditions; provides for judicial review; prohibits certain solicitations by contractors and other persons providing sinkhole remediation services; provides penalties. Effective Date: July 1, 2006.

Insurance Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 221 CS by Richardson, Domino, Joyner, Kendrick, Meadows, Smith, Stargel, Zapata (Similar CS/CS/SB 438)

Paternity; Permits a petition to set aside a determination of paternity or terminate a child support obligation; specifies contents of the petition; provides standards upon which relief shall be granted; provides remedies; provides that child support obligations shall not be suspended while a petition is pending; provides for scientific testing; provides for the amendment of the child's birth certificate; provides for assessment of costs and attorney's fees; repeals Rule 1.540, Florida Rule of Civil Procedure, relating to relief from judgment, decrees, or orders. Effective Date: July 1, 2006, except that section 2 of this act shall take effect only if this act is passed by a two-thirds vote of the membership of each house of the Legislature.

Civil Justice Committee: Favorable; Future of Florida's Families Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 229 CS by Clarke, Altman, Domino, Machek, Patterson, Williams (Similar CS/SB 2708)

Exploration, Production, and Storage of Petroleum and Natural Gas; Directs the Department of Environmental Protection to contract for a study of exposure risks and potential adverse effects of hurricane wind and storm surge on field-erected aboveground storage tank systems at bulk product facilities; provides requirements for the scope of the study; provides an appropriation from the Inland Protection Trust Fund for the cost of the study; directs the department to compile and review existing data and information relating to environmental risks associated with oil and natural gas exploration and production in the eastern Gulf of Mexico; provides requirements and criteria for the evaluation of such risks; requires the department to submit a report to the Governor and the Legislature. Effective Date: upon becoming a law.

Water & Natural Resources Committee: Favorable With Committee Substitute; Environmental Regulation Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable

HB 243 by Kendrick, Bilirakis (Identical SB 372)

Hearing Aid Specialists; Eliminates the application of certain advertising requirements to health care practitioners licensed under pt. II of ch. 484, F.S., relating to the regulation of hearing aid specialists. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable; Elder & Long-Term Care Committee: Favorable; Health & Families Council: Favorable

HB 261 by Stansel, Kendrick, Williams (Identical SB 2510, Compare SB 1906)

Florida Incentive-based Permitting Act; Provides for an Incentive-based Permitting Program; provides compliance incentives for specified environmental permitting activities; provides requirements and limitations; provides for administration by the Department of Environmental Protection; specifies application of Incentive-based Permitting Program provisions; revises criteria for department permit issuance to conform. Effective Date: upon becoming a law.

Environmental Regulation Committee: Favorable; Agriculture Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable

HB 267 CS by Bogdanoff, Davis, M., Zapata (Similar SB 268)

Driver License Services; Directs the Department of Highway Safety and Motor Vehicles to study outsourcing its driver license services; requires that the department submit a report to the Governor and Legislature by a specified date; provides requirements for the department with respect to issues to be included in the study; requires a cost-benefit analysis and a transition and implementation plan; provides for the collection of driver license renewal service charges by authorized driver's license agents; revises legislative intent provisions to include references to county constitutional officers providing driver license services; authorizes the department to contract with any county constitutional officer for driver license services in counties in which the tax collector is not elected or does not provide such services. Effective Date: upon becoming a law.

Transportation Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

HB 275 CS by Detert, Bucher, Grant, Legg, Porth, Reagan, Roberson (Similar CS/SB 220, Compare SB 1724)

Motor Vehicle Insurance for Foster Children; Creates a pilot program to reimburse foster parents, residential facilities, or foster children who live independently a portion of the increased costs of motor vehicle insurance for a foster child who has a driver's license; directs the Department of Children and Family Services to establish the pilot program in Sarasota, DeSoto, Manatee, Pinellas, and Pasco Counties; requires the person who incurs the increased cost to submit to the department documentation of that increase; requires that foster children be encouraged to pay the remaining portion of the increase in cost; directs the department to develop procedures for operating the pilot program; requires the department to submit a report with recommendations to the Governor and the Legislature by a specified date each year of the pilot program; provides an appropriation and apportionment of the appropriation. Effective Date: July 1, 2006.

Future of Florida's Families Committee: Favorable With Committee Substitute; Insurance Committee: Favorable; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

HB 283 CS by Kreegel, Allen, Needelman, Porth, Traviesa, Troutman (Similar SB 690)

Correctional Probation Officers; Requires the Department of Corrections to provide a standardized firearm and ammunition to correctional probation officers; provides rulemaking authority of the department; provides an appropriation. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable

HB 297 CS by Harrell, Porth (Similar SB 2296)

Driving and Boating Under the Influence; Provides for applicability of sanctions; requires a specified period of imprisonment for a fourth or subsequent conviction of driving under the influence; prohibits substitution of treatment alternatives in certain circumstances; requires impoundment or immobilization of all vehicles owned by the defendant for a specified period; provides for dismissal of an impoundment order; requires records of judgments of guilty to include fingerprints and social security numbers; requires a specified period of imprisonment for a fourth or subsequent conviction of boating under the influence; prohibits substitution of treatment alternatives in certain circumstances; requires impoundment or immobilization of the vessel operated by or in the actual control of the defendant or any one vehicle registered in the defendant's name at the time of impoundment or immobilization for a specified period; provides for dismissal of an order of impoundment or immobilization under certain circumstances upon request of an owner who was not operating the vessel; provides for dismissal of an impoundment order; requires records of judgments of guilty to include fingerprints and social security numbers; provides applicability. Effective Date: October 1, 2006, and shall apply to offenses committed on or after that date.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 303 CS by Kravitz (Similar CS/CS/SB 214, Compare SB 556, SB 560)

Dart-Firing Stun Guns; Defines "dart-firing stun gun" for the purposes of ch. 790, F.S.; deletes the definition of "remote stun gun"; revises provisions relating to the carrying of concealed weapons and the open carrying of weapons, to conform; authorizes the carrying of a dart-firing stun gun, both openly and in a concealed manner, for purposes of lawful self-defense; prohibits the use of a dart-firing stun gun against a law enforcement officer who is on duty; provides a penalty; provides circumstances during which law enforcement, correctional, and correctional probation officers may use a dart-firing stun gun; requires the Criminal Justice Standards and Training Commission to establish standards for instruction in the use of dart-firing stun guns; requires that a minimum number of hours in such training be included in the basic skills course required for certification; requires training of specified officers who are authorized to carry dart-firing stun guns and who have not received dart-firing stun gun training; requires annual training for certain officers. Effective Date: upon becoming a law.

Criminal Justice Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 327 CS by Porth, Sands (Similar CS/SB 646)

Sexual and Career Offenders; Revises the definition of "institution of higher education" to include a career center; revises provisions relating to use of prior felonies for sexual predator determination; deletes a requirement for separate sentencing of a prior felony for sexual predator designation; removes language allowing a sexual predator to register at a FDLE office; revises an operational date used for career offender registration; expands applicability of registration requirements; removes language allowing a sexual offender to register at a FDLE office; revises language relating to the definition of "sexual offender"; revises the definition of "institution of higher education" to include a career center; revises a provision relating to an offender's driver license or identification card renewal; revises language relating to the definition of "sexual offender"; revises the definition of "institution of higher education" to include a career center. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 333 CS by McInvale, Clarke, Machek, Porth, Roberson, Troutman, Vana, Zapata (Identical CS/SB 1172, Compare HB 793)

Public Food Service Establishments; Authorizes municipalities, as a 3-year pilot project, to adopt an ordinance to establish a local exemption to certain general law relating to public food service establishments in order to permit patrons' dogs at certain designated outdoor portions of such establishments; provides for implementation and enforcement; provides legislative findings and intent; provides for state assistance; provides for future review and repeal. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable; Local Government Council: Favorable With Committee Substitute; Commerce Council: Favorable

HB 361 CS by Carroll (Similar SB 704)

Automated Teller Machine Transaction Charges; Authorizes the operator of an automated teller machine to charge an access fee or surcharge for transactions using accounts from certain financial institutions. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Tourism Committee: Favorable; Commerce Council: Favorable

HB 367 CS by Carroll (Similar CS/SB 730, Compare SB 168)

Accessories to a Crime; Limits the provision that exempts certain members of an offender's family from being charged with the offense of acting as an accessory after the fact to circumstances involving third degree felony offenses; specifies additional actions that constitute being an accessory after the fact. Effective Date: upon becoming a law.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable

HB 373 CS by Harrell, Baxley, Davis, D., Greenstein, Kendrick, Proctor, Waters, Zapata (Similar CS/SB 122)

Tuition Waivers; Requires state universities and community colleges to waive tuition for a recipient of a Purple Heart or other combat decoration superior in precedence who fulfills specified criteria; provides a percentage cap on the number of required credit hours for which a tuition waiver may be received. Effective Date: July 1, 2006.

Military & Veteran Affairs Committee: Favorable; Community Colleges & Workforce Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable With Committee Substitute; State Administration Council: Favorable

HB 377 CS by Gibson, H., Seiler (Identical CS/SB 1256)

Continuing Care Provider Minimum Liquid Reserve Requirements; Deletes property insurance premiums from debt service reserve requirements; deletes property insurance debt service reserve limitations; deletes additional minimum debt service reserve requirements for specified years; includes property insurance premiums in calculating expenses. Effective Date: July 1, 2006.

Elder & Long-Term Care Committee: Favorable With Committee Substitute; Insurance Committee: Favorable; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

HB 385 CS by Jordan (Compare CS/SB 460)

Specialty License Plates; Provides for the proceeds from the sale of Police Athletic League license plates to be distributed to the State of Florida Association of Police Athletic/Activities Leagues, Inc.; authorizes the use of a portion of such fees for administrative and promotional cost; revises provisions for distribution of proceeds from the sale of motorcycle specialty license plates; requires a portion of the proceeds to be distributed to the Blind Services Foundation of Florida; revises amounts distributed and permissible uses of the proceeds. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

HB 391 CS by Domino (Similar HB 839 CS, Identical CS/SB 2358, Compare HB 957 CS, SB 546, SB 2530)

Community Associations; Provides for the revival of certain covenants that have lapsed; prohibits local ordinances that limit the access of certain persons to beaches that adjoin condominiums; revises provisions relating to the amendment of declarations; provides legislative findings and a finding of compelling state interest; provides criteria for consent to an amendment; requires notice regarding proposed amendments to mortgagees; provides criteria for notification; provides for voiding certain amendments; revises the implementation date for retrofitting of common areas with a sprinkler system; provides that certain leaseholds, memberships, or other possessory or use interests shall be considered a material alteration or substantial addition to certain real property; provides retroactive application of provisions relating to mixed-use condominiums; provides a definition; prohibits laws, ordinances, or regulations that apply only to improvements that are or may be subjected to an equity club form of ownership; revises governing provisions relating to corporations

that operate residential homeowners' associations; revises provisions relating to open meetings of the association; revises application to include certain meetings; requires the association to provide certain information to prospective purchasers or lienholders; authorizes the association to charge a reasonable fee for providing certain information; requires the budget to provide for annual operating expenses; authorizes the budget to include reserve accounts for capital expenditures and deferred maintenance; provides a formula for calculating the amount to be reserved; authorizes the association to adjust replacement reserve assessments annually; authorizes the developer to vote to waive the reserves or reduce the funding of reserves for a certain period; revises provisions relating to financial reporting; revises time periods in which the association must complete its reporting; repeals a provision relating to board meetings, to remove conflicting versions of that subsection; provides for architectural control covenants and parcel owner improvements; authorizes the review and approval of plans and specifications; provides limitations; provides rights and privileges for parcel owners as set forth in the declaration of covenants; provides that, where a member is entitled to collect attorney's fees against the association, the member may also recover additional amounts as determined by the court; provides that certain mergers or consolidations of an association shall not be considered a material or adverse alteration of the proportionate voting interest appurtenant to a parcel; requires developers to deliver financial records to the board in any transition of association control to members; requires certain information to be included in the records and for the records to be prepared in a specified manner; provides circumstances under which a guarantee of common expenses shall be effective; provides for approval of the guarantee by association members; provides for a guarantee period and extension thereof; requires the stated dollar amount of the guarantee to be an exact dollar amount for each parcel identified in the declaration; provides payments required from the guarantor to be determined in a certain manner; provides a formula to determine the guarantor's total financial obligation to the association; provides that certain expenses incurred in the production of certain revenues shall not be included in the operating expenses; revises provisions relating to dispute resolution; provides that the filing of any petition for arbitration or the serving of an offer for presuit mediation shall toll the applicable statute of limitations; provides that certain disputes between an association and a parcel owner shall be subject to presuit mediation; revises provisions to conform; provides that temporary injunctive relief may be sought in certain disputes subject to presuit mediation; authorizes the court to refer the parties to mediation under certain circumstances; requires the aggrieved party to serve on the responding party a written offer to participate in presuit mediation; provides a form for such offer; provides that service of the offer is effected by the sending of such an offer in a certain manner; provides that the prevailing party in any subsequent arbitration or litigation proceedings is entitled to seek recovery of all costs and attorney's fees incurred in the presuit mediation process; requires the mediator or arbitrator to meet certain certification requirements; removes a requirement relating to development of an education program to increase awareness of the operation of homeowners' associations and the use of alternative dispute resolution techniques. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute;
Judiciary Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 403 CS by McInvale (Compare HB 7087, CS/SB 772, CS/SB 2048, SB 2576)

School Attendance; Authorizes district school board attendance policies to allow accumulated tardies and early departures to be recorded as unexcused absences; authorizes district school board policies for student referral to a child study team under certain circumstances; provides that students who have attained 16 years of age and have not graduated are subject to compulsory school attendance under certain circumstances; requires student exit interviews prior to terminating school enrollment; provides district school superintendent's responsibility to support local law enforcement agencies in enforcing school attendance; provides required and authorized child study team interventions; authorizes visits by school representatives. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable With Committee Substitute;
Juvenile Justice Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 431 CS by Littlefield, Murzin (Similar CS/CS/SB 980)

Electric Transmission and Distribution; Provides criteria and procedures relating to approval by local governments of applications for installation of electric substations; provides requirements relating to vegetation-maintenance activities by an electric utility; requires electric utilities to notify the regional planning council of plans to site electric substations; requires electric substation siting information be included in the regional planning council's annual report and supplied to local governments under certain conditions. Effective Date: upon becoming a law.

Utilities & Telecommunications Committee: Favorable With Committee Substitute; Growth Management Committee: Favorable With Committee Substitute; Local Government Council: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 453 by Needelman, Bullard, Clarke, Gelber, Johnson, Littlefield, Sorensen, Zapata (Similar SB 676)

Designation of an Official State Pie of the State of Florida; Designates the Key Lime Pie as the official pie of the State of Florida. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; Tourism Committee: Favorable; State Administration Council: Favorable

HB 469 CS by Gannon, Altman, Bucher, Bullard, Davis, M., Glorioso, Gottlieb, Hasner, Joyner, Justice, Meadows, Porth, Robaina, Roberson, Sobel, Vana, Zapata (Similar CS/CS/SB 250)

Prosecution of Human Trafficking; Provides legislative findings and intent; defines the term "financial harm"; redefines the term "forced labor or services" to include circumstances involving the use of fraud or coercion against a person, the use of certain debt practices, and the destruction, concealing, or withholding of a person's identification documents; provides for attempted human trafficking to be an equal crime to human trafficking; prohibits knowingly benefiting financially or receiving anything of value from human trafficking when the trafficked person engages in forced labor or services; requires the Florida Court Educational Council to develop specified instructional standards for certain judges concerning human trafficking; requires the Criminal Justice Standards and Training Commission to establish specified stand-

ards concerning human trafficking; requires basic skills courses for law enforcement officers to include training on human trafficking prevention and investigation; requires state attorneys to develop standards of instruction for prosecutors concerning human trafficking crimes; expands the definition of the term "criminal activity" to include the offense of human trafficking and the offense of sex trafficking for purposes of seeking civil remedies for criminal offenses; revises a civil cause of action relating to injuries by reason of criminal activity; provides for alternative damages for violations relating to sex trafficking and human trafficking; redefines the term "racketeering activity" to include the offense of human trafficking for purposes of the Florida RICO Act; adds prosecution of human trafficking and related crimes to subject matter jurisdiction of a statewide prosecutor. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Future of Florida's Families Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 471 CS by Troutman, Baxley, Brandenburg, Davis, D., Kreegel, Patterson, Robaina, Seiler, Stargel (Similar CS/SB 2202, Compare SB 1726, CS/CS/SB 2490)

Fish and Wildlife; Defines the term "commercial harvester"; provides for base penalties; provides penalties for persons other than commercial harvesters; specifies seasonal recreational activities for which a license or permit is required; increases fees for certain licenses to conform; provides fees for crossbow and archery season permits; provides for crossbow and archery season permits; provides penalties for the production, possession, and use of fraudulent fishing and hunting licenses; provides penalties for the taking of game and fish with a suspended or revoked license; authorizes the Fish and Wildlife Conservation Commission to defer the hunter safety education course requirement for a specified time period and for a specified number of times; provides for special authorization and conditions to hunt using a hunter safety education deferral; deletes the mandatory minimum number of instructional hours for persons required to take the hunter safety education course; provides an exemption for the display of hunter safety education certificates; provides penalties; revises the penalties for violations of rules, orders, and regulations of the Fish and Wildlife Conservation Commission; creates penalties for recreational violations of certain saltwater fishing regulations; provides for court appearances in certain circumstances; provides for Level One, Level Two, Level Three, and Level Four offenses; provides for enhanced penalties for multiple violations; provides for suspension and revocation of licenses and permits, including exemptions from licensing and permit requirements; defines the term "conviction" for purposes of penalty provisions; provides penalties for violations involving captive wildlife and poisonous or venomous reptiles; specifies violations that constitute noncriminal infractions or second degree misdemeanors; creates the Wildlife Violators Compact; provides findings and purposes; provides definitions; provides procedures for states issuing citations for wildlife violations; provides requirements for the home state of a violator; provides for reciprocal recognition of a license suspension; provides procedures for administering the compact; provides for entry into and withdrawal from the compact; provides for construction of the compact and for severability; provides for enforcement of the compact by the Fish and Wildlife Conservation Commission; provides that a suspension under the compact is subject to limited review; provides that actions taken by another state or its courts are not reviewable; repeals s. 372.711, F.S., relating to noncriminal infractions; repeals s. 372.912, F.S., relating

to organized poisonous reptile hunts. Effective Date: October 1, 2006.

Water & Natural Resources Committee: Favorable With Committee Substitute; Criminal Justice Committee: Favorable With Committee Substitute; State Resources Council: Favorable

HB 483 CS by Garcia, Ambler, Cusack, Grimsley, Homan, Kreegel, Proctor, Roberson (Similar CS/SB 1362)

Nursing Services; Requires hospitals to meet the requirements of a federal regulation relating to registered nurses performing circulating duties in operating rooms; requires circulating nurses to be present in operating rooms during specified times. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable; Insurance Committee: Favorable; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 493 CS by Ryan (Similar CS/SB 2000, Compare CS/SB 1754)

Ethics for Public Officers and Employees; Prohibits employees of the state and its political subdivisions from participating in a political campaign; prohibits certain disclosures by a former public officer, agency employee, or local government attorney; redefines the term "employee" to include certain other-personal-services employees for certain postemployment activities; exempts certain agency employees from applicability of postemployment restrictions; provides an exemption from provisions prohibiting conflicts in employment to a person who, after serving on an advisory board, files a statement with the Commission on Ethics relating to a bid or submission; specifies how assets valued in excess of a specified amount are to be reported by a reporting individual; requires that a delinquency notice be sent to certain officeholders by certified mail, return receipt requested; deletes provisions relating to the reporting of assets valued in excess of a specified amount, to conform; provides requirements for persons who have left office or employment as to filing a report relating to gifts; provides requirements relating to the deadline for and timeliness of gift reports; requires that a report of honoraria by a person who left office or employment be filed by a specified date; authorizes the commission to recommend a restitution penalty be paid to the agency of which the public officer was a member or by which the public employee was employed or to the General Revenue Fund; authorizes the Attorney General to recover costs for filing suit to collect penalties and fines; deletes provisions imposing a penalty for the disclosure of information concerning a complaint or an investigation; provides additional standards for state agency employees relating to procurement of goods and services by a state agency; authorizes an employee whose position was eliminated to engage in certain contractual activities; prohibits an individual who qualifies as a lobbyist from serving on the commission; prohibits a member of the commission from lobbying any state or local governmental entity; provides exceptions for certain individuals who are members of the commission; requires the commission to adopt a rule detailing the grounds for waiving a fine and the procedures to be followed when a lobbyist fails to timely file his or her report; requires automatic suspension of certain lobbyist registrations if the fine is not timely paid; requires the commission to provide written notice to any lobbyist whose registration is automatically suspended; authorizes travel and per diem expenses for certain witnesses; redefines the terms "official investigation" and "official proceeding," for purposes of provisions relating to

tampering with witnesses, to include an investigation by the commission. Effective Date: October 1, 2006.

Ethics & Elections Committee: Favorable With Committee Substitute; Governmental Operations Committee: Favorable With Committee Substitute; Fiscal Council: Favorable; State Administration Council: Favorable With Committee Substitute

HB 501 CS by Clarke, Stargel (Similar CS/SB 388)

Assisted Care Communities; Creates ch. 429, F.S., and transfers specified provisions of ch. 400, F.S. relating to assisted living facilities, adult family-care homes, and adult day care centers to the chapter; conforms references to changes made by the act; provides that physician assistants are subject to certain requirements in the same manner as physicians; requests the Division of Statutory Revision to make necessary conforming changes to Florida Statutes. Effective Date: July 1, 2006.

Elder & Long-Term Care Committee: Favorable With Committee Substitute; Future of Florida's Families Committee: Favorable; Governmental Operations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 513 CS by Bilirakis, Farkas, Goldstein (Compare HB 7087, SB 1480, CS/SB 2048)

Career and Professional Academies; Provides career and professional academy goals and duties; authorizes an academy to be offered as a described small learning community; authorizes the Department of Education to establish a Career High-Skill Occupational Initiative for Career Education (CHOICE) project as a competitive process for the designation of school district participants and CHOICE academies; provides eligibility criteria for such designation and duties of participating school districts and the department; provides for the award to school district participants in the CHOICE project of startup funds for the development of CHOICE academies; provides duties of Enterprise Florida, Inc., and Workforce Florida, Inc. Effective Date: July 1, 2006.

Community Colleges & Workforce Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 519 CS by Kravitz (Compare SB 960)

Internet Screening in Public Libraries; Defines terms; requires public libraries to provide technology that protects against Internet access to specified proscribed visual depictions; allows adults to request disablement of the technology for specified purposes; prohibits a public library from maintaining a record of adults who request such disablement; requires a public library to post notice of its Internet safety policy; directs the Division of Library and Information Services within the Department of State to adopt rules requiring a written attestation of compliance as a condition of state funding; provides a cause of action is not authorized for a violation by a public library. Effective Date: October 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; Justice Council: Favorable

HB 527 CS by Gibson, H., Anderson, Antone, Baxley, Bogdanoff, Bucher, Carroll, Clarke, Cretul, Davis, D., Galvano, Gibson, A., Goldstein, Gottlieb, Greenstein, Harrell, Homan, Jennings, Kendrick, Kravitz, Mahon, Porth, Proctor, Robaina, Roberson, Ryan, Slosberg, Sobel, Stansel, Vana, Zapata (Compare CS/SB 1008)

Suicide Prevention; Creates the Statewide Office for Suicide Prevention within the Office of Drug Control; provides the goals and objectives of the office; creates the position of coordinator for the statewide office; specifies the education and experience requirements for the position of coordinator; details the duties and responsibilities of the coordinator; authorizes the office to accept grants and funds; creates the Suicide Prevention Coordinating Council within the Office of Drug Control; provides the scope of activities for the coordinating council; creates an interagency workgroup for state agencies within the council to coordinate state agency plans for suicide prevention; authorizes the council to assemble an ad hoc committee to advise the council; provides for membership on and meetings of the council; provides for per diem and travel expenses; provides an appropriation and authorizes a position. Effective Date: July 1, 2006.

Future of Florida's Families Committee: Favorable With Committee Substitute; Governmental Operations Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; Health & Families Council: Favorable

HM 539 by Harrell, Sands

Indian River Lagoon Restoration Project and the Lake Okeechobee and Estuary Recovery Plan; Urges the President and Congress to promptly enact legislation to authorize funding to construct the Indian River Lagoon Restoration Project and the development of a comprehensive plan to assist in the implementation of the Lake Okeechobee and Estuary Recovery Plan.

Water & Natural Resources Committee: Favorable; Local Government Council: Favorable; State Resources Council: Favorable

HM 541 CS by Ross, Allen, Berfield, Clarke, Hasner, Hukill, Legg, Patterson, Stargel (Similar SM 1676, Compare HM 1255, SM 2626)

National Catastrophe Insurance Program; Urges Congress to support a National Catastrophe Insurance Program.

Insurance Committee: Favorable; Commerce Council: Favorable With Committee Substitute

HB 543 CS by Goodlette, Stargel (Similar CS/CS/SB 1556)

Condominiums; Substantially revises provisions relating to the termination of the condominium form of ownership of a property; provides legislative findings; provides grounds; provides powers and duties of the board of administration of the association; waives certain notice requirements following natural disasters; provides lienholders with the right to propose persons for consideration by the court as receiver; requires quarterly reports; authorizes certain unit owners to remove members of the board of administration; authorizes certain lienors to petition the court for the appointment of a termination trustee; provides requirements for a plan of termination; provides for the allocation of proceeds from the sale of condominium property; provides powers and duties of a termination trustee; provides notice requirements; provides a procedure

for contesting a plan of termination; provides rules for the distribution of property and sale proceeds; provides for the association's status following termination; allows the creation of another condominium by the trustee; specifies an exception. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Business Regulation Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 561 CS by Rivera, Hasner (Compare HB 533, HB 7263 CS, SB 1124, SB 1596, CS/CS/SB 2112, CS/CS/CS/SB 2114)

Offenses Involving Insurance; Specifies information to be included in crash reports; creates a rebuttable presumption relating to absence of information in such reports; provides an additional fee for specified offenses relating to insurance crimes; provides for deposit of the fee into the Highway Safety Operating Trust Fund; provides an additional circumstance relating to insurance crimes for mandatory revocation of a person's driver's license; prohibits medical directors from referring patients to specified clinics for medical examinations and tests; provides criminal penalties; requires health care clinics to display signs displaying specified information relating to insurance fraud; authorizes compliance inspections by the Division of Insurance Fraud; requires clinics to allow inspection access; deletes the provision that a violation of a stop-work order is a misdemeanor of the first degree; makes failure to secure required workers' compensation insurance coverage unlawful; revises the definition of the term "kickback" for criminal prosecution purposes; specifies violations of rules of the Department of Financial Services, Office of Insurance Regulation, or Financial Services Commission as misdemeanors; specifies a violation of emergency rules or orders as a felony of the third degree; provides for nonapplication to specified persons; applies bail bond insurer reporting requirements to foreign and alien insurers; provides a criminal penalty for knowingly transacting insurance without a license; revises provisions requiring a report and taxation of independently procured coverages; specifies nonauthorization of independent procurement of workers' compensation, life, or health insurance; expands authorization to impose administrative fines on insurers for failure to comply with anti-fraud plan or anti-fraud investigative unit description requirements; specifies as not discoverable or admissible in civil proceedings information relating to insurer reporting requirements; authorizes the division to deposit specified revenues into the Insurance Regulatory Trust Fund; specifies accounting and uses of such revenues and provides for appropriation and use of such revenues; specifies a minimum percentage reduction in certain insurance premium charges upon successful completion of a driver improvement course; requires the Department of Highway Safety and Motor Vehicles to require specified persons to pass a specified written test given by an organization; specifies treble damages and awards of attorney fees in cases involving specified insurer unfair trade practices; requires the Attorney General to investigate and initiate specified actions; provides specific authorizations for the Attorney General; requires insurers to provide notice of the department's Anti-Fraud Reward Program and the criminal violations that may be reported in pursuit of a reward; specifies additional requirements for Financial Services Commission notification of an insured's rights; revises provisions specifying material omission and insurance fraud; prohibits scheming to create documentation of a motor vehicle crash that did not occur; provides a criminal penalty; provides that creating, marketing, or presenting fraudulent proof of motor vehicle insurance is a felony of the third degree; specifies nonapplication of provisions specifying evidence of intent to defraud to investigative actions taken by law

enforcement officers; provides an additional patient brokering prohibition; provides a criminal penalty for falsely assuming or pretending to be an officer of the Department of Financial Services; requires proceeds seized by the division under the Florida Contraband Forfeiture Act to be deposited into specified trust funds. Effective Date: July 1, 2006.

Insurance Committee: Favorable With Committee Substitute; Criminal Justice Committee: Favorable; Fiscal Council: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 581 by Cretul, Arza, Baxley, Bean, Davis, D., Davis, M., Hays, Kravitz, Kreegel, Poppell, Sansom, Stansel, Stargel, Zapata (Identical SB 1796)

Public Benefits; Prohibits funding for benefits granted under the state group insurance program from being used to provide benefits for any individuals other than enrollees and the spouses and dependent children of enrollees; prohibits community college boards of trustees and university boards of trustees from establishing benefits programs that use state funding to provide benefits for any individuals other than enrollees and the spouses and dependent children of enrollees. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; Fiscal Council: Favorable; State Administration Council: Favorable

HB 585 CS by Hukill, Murzin, Porth, Seiler (Similar CS/SB 1622)

Inmate Litigation Costs; Requires the Department of Corrections to charge inmates for specified costs relating to inmate litigation; authorizes liens on inmate trust funds; requires rulemaking; provides intent. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

HB 587 CS by Galvano, Bilirakis, Clarke, Homan, Porth, Sobel (Similar SB 416)

Health Care Practitioners; Provides legislative findings and intent; revises the general section of law relating to grounds for discipline, penalties, and enforcement applicable to health care practitioners; provides that a practitioner's failure to identify the type of license under which he or she is practicing constitutes grounds for disciplinary action; provides exceptions; authorizes certain entities to determine compliance with a disclosure requirement; provides penalties; specifies that a reference to the section constitutes a general reference under the doctrine of incorporation by reference. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Business Regulation Committee: Favorable; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

HB 621 CS by Grimsley, Detert, Hays, Kreegel, Legg (Compare SB 94)

Fiscal Intermediary Services Organizations; Redefines the term "fiscal intermediary services organization"; revises registration requirements for fiscal intermediary services organizations. Effective Date: October 1, 2006.

Health Care General Committee: Favorable; Insurance Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

HB 627 CS by Brummer (Similar SB 538)

License Plates; Requires a driver whose driving privileges are restricted because of a conviction related to driving under the influence to have a DUI plate on any vehicle that he or she operates; provides for the Department of Highway Safety and Motor Vehicles to develop such a plate; provides requirements for such a plate; provides an annual surcharge for the plate; provides for the use of such surcharge; requires that a person whose driving privilege has been revoked under a specified provision only be granted restricted driving privileges on the condition that he or she operates only a vehicle that displays a DUI license plate. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; Justice Council: Favorable

HB 637 CS by Seiler (Similar CS/SB 202)

Consumer Protection; Revises and creates provisions relating to consumer protection; changes obsolete dates; revises provisions relating to remedies of the enforcing authority under the Florida Deceptive and Unfair Trade Practices Act to provide that the court may order actions brought under that act on behalf of an enterprise; provides that the use of a creation that is not protected under federal copyright law shall not give rise to a claim or cause of action, except under specified circumstances; provides construction with respect thereto. Effective Date: July 1, 2006.

Agriculture Committee: Favorable; Civil Justice Committee: Favorable; Judiciary Appropriations Committee: Favorable; State Resources Council: Favorable With Committee Substitute

HB 639 by Kyle (Identical SB 1348, Compare HB 19 CS, CS/SB 1086)

Building Designations; Designates a building in Lee County as the Joseph P. D'Alessandro Office Complex; directs the Department of Management Services to erect suitable markers. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; State Administration Appropriations Committee: Favorable; State Administration Council: Favorable

HB 645 CS by Gelber, Benson, Roberson, Sobel, Vana, Zapata (Compare CS/SB 298)

Nursing Home Facilities; Requires the Agency for Health Care Administration to implement a pilot program to increase the emergency electrical power capacity of nursing home facilities; provides criteria for participation and conditions for reimbursement; permits the agency to inspect certain facilities; requires facilities to comply with current codes and standards when modifying emergency electrical power systems; authorizes the agency to adopt rules; requires the agency to prepare a reimbursement plan and present it to the Legislature. Effective Date: upon becoming a law.

Health Care General Committee: Favorable With Committee Substitute; Domestic Security Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 651 by Kottkamp, Adams, Culp, Sansom (Similar SB 694)

Secondhand Dealers; Revises various provisions of ch. 538, F.S., relating to secondhand dealers; revises definitions; revises applicability of ch. 538, F.S.; exempts persons or entities offering secondhand goods or personal property for sale, purchase, consignment, or trade via the Internet from the provisions of ch. 538, F.S., under certain circumstances; exempts certain businesses that sell, rent, or trade motion picture videos or video games from ch. 538, F.S.; revises recordkeeping requirements for secondhand dealers; provides penalties for knowingly giving false verification of ownership or a false or altered identification, and for receiving money from a secondhand dealer for goods sold, consigned, or traded if the value of the money received is less than \$300, and if the value of the money received is \$300 or more; provides for the electronic transfer of secondhand dealer transactions under specified circumstances; authorizes appropriate law enforcement agencies to provide a secondhand dealer with a computer and other equipment necessary to electronically transfer secondhand dealer transactions; provides procedures with respect to electronic transfer of secondhand dealer transactions; revises provisions relating to the inspection of records and premises of secondhand dealers; revises provisions with respect to the holding of goods upon probable cause that the goods are stolen; provides for payment of restitution, attorney's fees, and costs to a secondhand dealer under specified circumstances; revises the time limit for maintenance of transaction records by dealers in secondhand property; revises provisions relating to restitution for stolen property recovered from a secondhand dealer; revises provisions with respect to registration as a secondhand dealer; revises conditions under which registration may be denied, revoked, restricted, or suspended by the Department of Revenue; repeals provisions relating to disposal of property by secondhand dealers. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable; Business Regulation Committee: Favorable; Governmental Operations Committee: Favorable; Justice Council: Favorable

HB 661 CS by Arza, Zapata (Similar CS/SB 1062)

Governmental Services Telephone Systems; Authorizes the Department of Community Affairs to accept and administer funds to provide grants for certain coordinated 311 nonemergency and other governmental services telephone system; authorizes counties and municipalities to apply for grants; requires a county or municipality to provide matching funds; provides procedures for approval of grant awards; requires approval by the Secretary of Community Affairs or appropriation by the Legislature; provides for certain limitations on grant funds amounts; requires a report to the Governor and the Legislature detailing expenditures; authorizes the department to adopt rules; provides application evaluation criteria; authorizes certain sources of funding. Effective Date: July 1, 2006.

Utilities & Telecommunications Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; Commerce Council: Favorable

HB 665 by Troutman, Attkisson, Baxley, Bogdanoff, Goldstein, Porth, Ross, Sobel, Stargel, Traviesa

Florida Virtual School; Establishes the Students Earning Additional Recovery Credits and Honors (SEARCH) Program to provide opportunities for students to recover credits needed for graduation or to earn honors course credit or other course credit; provides for payment for additional full-time equivalent student credit to the extent funded in the General Appropriations Act; provides eligibility requirements for participation by a school district operating a virtual school that is an approved franchise of the Florida Virtual School; provides for use of funds; provides a limitation on school district funding. Effective Date: July 1, 2006.

Choice & Innovation Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 675 CS by Pickens (Compare SB 1190)

Sale or Lease of a County, District, or Municipal Hospital; Provides for the effect of the sale of a public hospital to a private purchaser; provides that the purchaser of a public hospital is not acting on behalf of the public entity seller and is not an agency within the meaning of ch. 119, F.S., unless the sale document expressly provides to the contrary. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Governmental Operations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

HB 679 CS by Sobel, Carroll, Garcia, Gottlieb, Meadows, Peterman, Porth, Richardson, Ryan, Zapata (Identical CS/SB 2602, Compare CS/SB 1324)

Health-Related Education in the Public Schools; Requires each school district to submit to the Department of Education copies of the district's school wellness policy and physical education policy and review the policies annually; requires the department and school districts to post links to the policies on their websites; requires the department to provide website links to certain resources; encourages school districts to provide training in first aid; requires that school district physical education programs and curricula be reviewed by a certified physical education instructor; encourages school districts to provide physical education for a specified amount of time; requires schools to annually provide parents and guardians with certain health-related information; provides requirements relating to school health advisory committees. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable With Committee Substitute; Health Care General Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable

HB 691 CS by Negron, Baxley, Carroll, Clarke, Davis, D., Goldstein, Hasner, Kottkamp, Needelman, Russell, Troutman (Compare SB 1404)

Tax on Sales, Use, and Other Transactions; Provides for noncollection of the tax on a portion of the sales price of specified transactions during a specified period of time; authorizes the Department of Revenue to adopt rules; provides appropriations. Effective Date: upon becoming a law.

Finance & Tax Committee: Favorable With Committee Substitute; Fiscal Council: Favorable With Committee Substitute

HB 715 CS by Grimsley, Proctor (Similar CS/CS/SB 1532, Compare CS/SB 1846)

Hospital Licensing and Regulation; Prohibits licensing of additional emergency departments located off the premises of licensed hospitals until the Agency for Health Care Administration adopts rules; requires the agency to adopt rules by a specified date to establish licensure standards for emergency departments located off the premises of a licensed hospital; repeals the Trauma Services Trust Fund; revises provisions relating to distribution of funds to trauma centers and use thereof; establishes a trauma center startup grant program; provides conditions for the receipt of a startup grant; provides limitations; makes the trauma startup grant program subject to an appropriation. Effective Date: July 1, 2006, except that section 395.41, Florida Statutes, as created by this act, shall take effect subject to an appropriation for the trauma center startup grant program in the 2006-2007 General Appropriations Act.

Health Care Regulation Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 741 CS by Greenstein (Similar CS/SB 876, Compare HB 19 CS, CS/SB 1086)

Florida Center for Solid and Hazardous Waste Management; Designates the Florida Center for Solid and Hazardous Waste Management as the William W. "Bill" Hinkley Center for Solid and Hazardous Waste Management; directs the Department of Environmental Protection, in coordination with the University of Florida and the University of Florida Foundation, to erect suitable markers. Effective Date: July 1, 2006.

Colleges & Universities Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 747 CS by Greenstein (Similar SB 370)

Health Professionals Treating Speech or Hearing Disorders; Revises requirements for the Department of Health in issuing a provisional license to practice speech-language pathology or audiology; revises licensing requirements for applicants who graduated or are currently enrolled in a speech-language pathology or audiology program at a university located outside of the United States or Canada; authorizes the Board of Speech-Language Pathology and Audiology to waive certain requirements for applicants who received professional education in another country under certain circumstances; revises requirements for applicants to obtain professional employment in order to be licensed by the department to practice speech-language pathology or audiology; revises requirements for the department to issue a license to an applicant to practice speech-language pathology or audiology; revises requirements for a person to be certified as an audiology assistant; requires an audiologist or speech-language pathologist to give an assistant a board-approved plan for training and to maintain responsibility for services performed by the assistant. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

HB 753 CS by Rivera, McInvale, Roberson, Zapata (Identical CS/SB 1268, Compare CS/SB 132)

Deferral of Ad Valorem Property Taxes; Decreases the age and increases the income threshold required for eligibility to defer ad valorem property taxes; decreases the maximum interest rate that may be charged on deferred ad valorem taxes. Effective Date: July 1, 2006.

Finance & Tax Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Fiscal Council: Favorable

HB 763 CS by Ambler, Hasner, Henriquez, Rice, Sands, Traviesa, Williams (Identical CS/SB 640)

Luring or Enticing a Child; Defines the term "convicted"; provides that a person 18 years of age or older who intentionally lures or entices, or attempts to lure or entice, a child under the age of 12 into a structure, dwelling, or conveyance for other than a lawful purpose commits a misdemeanor of the first degree; provides that a person who has previously been convicted of this offense and who intentionally lures or entices, or attempts to lure or entice, a child under the age of 12 into a structure, dwelling, or conveyance for other than a lawful purpose commits a felony of the third degree; deletes a presumption regarding what constitutes other than a lawful purpose; authorizes a law enforcement officer to arrest a person without a warrant if there is probable cause to believe that the person is intentionally luring or enticing, or attempting to lure or entice, a child under the age of 12 into a structure, dwelling, or conveyance for other than a lawful purpose. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 771 CS by Carroll (Similar SB 1630)

Cosmetology; Redefines "cosmetology" to include hair technician, esthetician, and nail technician services; includes body wrapping within esthetician services; removes a distinction between specialty salons and other salons; authorizes licensure for hair technicians, estheticians, nail technicians, and cosmetologists; requires passage of a specified course to receive a hair braiding registration; increases the total hours of instruction and modifies the content of instruction required to constitute a hair braiding course; provides an exemption from a portion of required hair braiding coursework; eliminates future body wrapping registrations; authorizes renewal of current body wrapping registrations; specifies that only the Board of Cosmetology may review, evaluate, and approve required text; revises requirements for qualification to practice under ch. 477, F.S.; authorizes current specialists to sit for licensure examinations in certain circumstances; provides for the renewal of current specialty registrations; revises qualification, education, licensure and renewal, supervised practice, and endorsement requirements for cosmetologist licenses to include and differentiate qualification, education, licensure and renewal, supervised practice, and endorsement requirements for hair technician, esthetician, and nail technician licenses; requires the board to adopt certain procedures relating to licensure by endorsement; increases fee caps for the reactivation of an inactive license; requires the board to adopt certain rules relating to license renewal or continuing education; stipulates that the Department of Education is not prevented from issuing grooming and salon services certification; increases fee caps for certain fees; specifies circumstances under which cosmetology or specialty services may

be practiced outside of a licensed salon; repeals a provision relating to specialty registration, qualifications, registration renewal, and endorsement. Effective Date: January 1, 2007.

Business Regulation Committee: Favorable With Committee Substitute; Community Colleges & Workforce Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable With Committee Substitute; Commerce Council: Favorable

HB 773 CS by Goodlette, Carroll, Hasner (Similar CS/SB 720, Compare SB 1244)

Initiative Procedures and Standards; Revises requirements for verification of signatures on petitions; provides requirements for initiative sponsors filing for undue burden; provides procedures to contest alleged improper signature verification; repeals provisions relating to procedures for placement of initiatives on the ballot; revises procedures for placing an initiative on the ballot; provides requirements for information to be contained on petitions; provides procedure for revocation of a petition signature; requires a statement on the ballot regarding the financial impact statement; provides regulation for initiative petition circulators and their activities; repeals provisions relating to referenda and ballots; provides for verifying and counting signatures submitted for verification before the effective date of the act. Effective Date: August 1, 2006.

Ethics & Elections Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; State Administration Council: Favorable

HB 775 CS by Roberson, Kendrick (Compare CS/SB 1560)

Psychology Specialties; Specifies the circumstances under which a psychologist may hold himself or herself out as a certified psychology specialist, board-certified psychology specialist, or psychology diplomate; requires the Board of Psychology to adopt rules to establish specified criteria for approval of certifying bodies; specifies that a person licensed under ch. 490, F.S., may specify the types of services he or she provides. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Governmental Operations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 791 CS by Fields, Joyner, Sansom (Compare HB 121, CS/SB 254, SB 1738)

Road Designations; Designates Ms. Eddie Mae Steward Avenue, Dr. Mary L. Austin Jones Avenue, Mrs. Flossie Brunson Avenue, Dr. Robert L. Brown, Sr., Highway, and Ms. Barbara Van Blake Parkway in Duval County; designates Ms. MaVynnee "The Beach Lady" Betsch Highway in Nassau County; designates Brian D. Little Road in Okaloosa County; designates John Land Apopka Expressway in Orange County; revises designation of Toussaint L'Ouverture Boulevard in Miami-Dade County; designates Reverend Gerard Jean-Juste Boulevard in Miami-Dade County; directs the Department of Transportation to erect suitable markers. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Com-

mittee: Favorable With Committee Substitute; State Infrastructure Council: Favorable

HB 801 CS by Patterson, Baxley, Carroll (Compare HB 7087, CS/SB 2048)

Florida Ready to Work Certification Program; Creates the program to enhance student workplace skills; provides for implementation; provides program components; authorizes rule-making. Effective Date: upon becoming a law.

Community Colleges & Workforce Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 809 CS by Taylor, Bendross-Mindingall, Joyner, Porth, Roberson, Sands, Sobel (Compare SB 1992)

Assault or Battery on Homeless Persons; Reclassifies offenses evidencing prejudice based on the homeless status of the victim; provides a minimum sentence and other penalties for a person convicted of an aggravated assault or aggravated battery upon a homeless person. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 817 CS by Murzin, Hasner, Littlefield (Similar CS/CS/SB 142, CS/SB 1544, Compare HB 1191 CS)

Telecommunications Services; Provides that a local exchange telecommunications company obligated to serve as the carrier of last resort is not obligated to provide basic local telecommunications service to customers in a multitenant business or residential property; requires the local exchange telecommunications company to notify the Public Service Commission when it is relieved of the obligation to provide service; provides for the local exchange telecommunications company to request a waiver of its carrier of last resort obligation from the commission; provides for carrier of last resort obligation to apply when specified conditions cease to exist; allows certain local exchange telecommunications companies to publish terms, conditions, and rates for nonbasic services in lieu of maintaining tariffs; revises the notice requirement for price changes to nonbasic services; removes a provision that allows a company to elect that its basic services be subject to the same regulatory treatment as its nonbasic services; provides for a request from a company to the commission to make certain reductions in its retail service quality requirements; revises criteria for granting a petition to change regulatory treatment of retail services. Effective Date: July 1, 2006.

Utilities & Telecommunications Committee: Favorable With Committee Substitute; Business Regulation Committee: Favorable With Committee Substitute; Civil Justice Committee: Favorable; Commerce Council: Favorable With Committee Substitute

HB 819 CS by Grant, Hukill (Similar CS/SB 1366)

Radiologist Assistants; Redesignates part IV of ch. 468, F.S., as the "Radiological Personnel Certification Act"; provides for identification and duties of a radiologist assistant; provides for rulemaking by the Department of Health; provides limitations on duties a radiologist assistant may perform; provides conditions for qualification for a radiologist assistant's certificate; specifies the applicants required to pass a certification examination; requires the

department to accept certain demonstrations by an applicant for a certification to practice as a radiologist assistant in lieu of any examination requirement; authorizes the Department of Health to issue certificates by endorsement to certain radiologist assistants; provides for a fee; includes radiologist assistants in provisions applicable to radiologic technologists with respect to requirements for certificate display, certificate renewal, change of certificate status, grounds for disciplinary action, violations, penalties, and injunctive relief; adds a certified radiologist assistant to the membership of the Advisory Council on Radiation Protection. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

HB 839 CS by Kottkamp, Baxley, Davis, D., Garcia, Grant, Robaina, Ross, Zapata (Similar HB 391 CS, CS/SB 2358, Compare HB 957 CS, SB 546, SB 2530)

Community Associations; Provides for the revival of certain covenants that have lapsed; prohibits local ordinances that limit the access of certain persons to beaches that adjoin condominiums; revises provisions relating to the amendment of declarations; provides legislative findings and a finding of compelling state interest; provides criteria for consent to an amendment; requires notice regarding proposed amendments to mortgagees; provides criteria for notification; provides for voiding certain amendments; revises the implementation date for retrofitting of common areas with a sprinkler system; provides that certain leaseholds, memberships, or other possessory or use interests shall be considered a material alteration or substantial addition to certain real property; provides retroactive application of provisions relating to mixed-use condominiums; provides a definition; prohibits laws, ordinances, or regulations that apply only to improvements that are or may be subjected to an equity club form of ownership; revises governing provisions relating to corporations that operate residential homeowners' associations; revises provisions relating to open meetings of the association; revises application to include certain meetings; requires the association to provide certain information to prospective purchasers or lienholders; authorizes the association to charge a reasonable fee for providing certain information; requires the budget to provide for annual operating expenses; authorizes the budget to include reserve accounts for capital expenditures and deferred maintenance; provides a formula for calculating the amount to be reserved; authorizes the association to adjust replacement reserve assessments annually; authorizes the developer to vote to waive the reserves or reduce the funding of reserves for a certain period; revises provisions relating to financial reporting; revises time periods in which the association must complete its reporting; repeals a provision relating to board meetings, to remove conflicting versions of that subsection; provides for architectural control covenants and parcel owner improvements; authorizes the review and approval of plans and specifications; provides limitations; provides rights and privileges for parcel owners as set forth in the declaration of covenants; provides that, where a member is entitled to collect attorney's fees against the association, the member may also recover additional amounts as determined by the court; provides that certain mergers or consolidations of an association shall not be considered a material or adverse alteration of the proportionate voting interest appurtenant to a parcel; requires developers to deliver financial records to the board in any transition of association control to members; requires certain information to be included in the records and for the records to be prepared in a specified manner; provides circumstances under which a guarantee

of common expenses shall be effective; provides for approval of the guarantee by association members; provides for a guarantee period and extension thereof; requires the stated dollar amount of the guarantee to be an exact dollar amount for each parcel identified in the declaration; provides payments required from the guarantor to be determined in a certain manner; provides a formula to determine the guarantor's total financial obligation to the association; provides that certain expenses incurred in the production of certain revenues shall not be included in the operating expenses; revises provisions relating to dispute resolution; provides that the filing of any petition for arbitration or the serving of an offer for presuit mediation shall toll the applicable statute of limitations; provides that certain disputes between an association and a parcel owner shall be subject to presuit mediation; revises provisions to conform; provides that temporary injunctive relief may be sought in certain disputes subject to presuit mediation; authorizes the court to refer the parties to mediation under certain circumstances; requires the aggrieved party to serve on the responding party a written offer to participate in presuit mediation; provides a form for such offer; provides that service of the offer is effected by the sending of such an offer in a certain manner; provides that the prevailing party in any subsequent arbitration or litigation proceedings is entitled to seek recovery of all costs and attorney's fees incurred in the presuit mediation process; requires the mediator or arbitrator to meet certain certification requirements; removes a requirement relating to development of an education program to increase awareness of the operation of homeowners' associations and the use of alternative dispute resolution techniques. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute;
Judiciary Committee: Favorable With Committee Substitute;
Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Justice Council: Favorable

HB 841 CS by Attkisson, Stargel (Similar SB 2250)

Supersedeas Bond; Provides limits on the amount of supersedeas bond necessary to stay execution of a judgment; limits the amount of supersedeas bond required for certain appellants; provides an exception to limits if an appellant engages in certain conduct for the purpose of avoiding payment of the judgment; provides applicability. Effective Date: July 1, 2006, and shall apply to judgments rendered on or after that date.

Civil Justice Committee: Favorable With Committee Substitute;
Business Regulation Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 849 CS by Flores, Quinones, Roberson, Zapata (Similar SB 1128)

Regulation of Foreign Language Court Interpreters; Requires the Supreme Court to establish standards and procedures for qualifications, certification, conduct, discipline, and training of appointed foreign language court interpreters; requires the Supreme Court to set fees for certification applications; specifies the use and deposit of such fees; authorizes the Supreme Court to appoint or employ personnel for administration assistance purposes. Effective Date: July 1, 2006.

Judiciary Committee: Favorable With Committee Substitute;
Business Regulation Committee: Favorable; Judiciary Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 859 CS by Baxley (Similar CS/SB 1690)

Probable Cause Panels; Places a physician assistant on probable cause panels of the Board of Medicine and the Board of Osteopathic Medicine considering discipline of physician assistants; provides that certain rulemaking provisions are not required to implement specified probable cause panel provisions. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

HB 873 CS by Brandenburg, Patterson (Compare HB 19 CS, HB 769 CS, CS/SB 1086, SB 1606, SB 1636)

Building Designations; Designates the new alumni center at Florida Atlantic University as the Marleen and Harold Forkas Alumni Center; designates the Florida Agricultural and Mechanical University-Florida State University College of Engineering Building as the Herbert F. Morgan Building; designates the art museum at the University Park Campus of Florida International University as the Patricia and Phillip Frost Art Museum; directs the erection of suitable markers. Effective Date: upon becoming a law.

Colleges & Universities Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable; Education Council: Favorable With Committee Substitute

HB 889 CS by Machek

Fran Reich Preserve; Designates the Site 1 Impoundment project of the Comprehensive Everglades Restoration Plan sponsored by the South Florida Water Management District as the Fran Reich Preserve; directs the South Florida Water Management District to erect suitable markers. Effective Date: July 1, 2006.

Water & Natural Resources Committee: Favorable With Committee Substitute; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable

HB 891 by Goldstein, Rivera, Robaina (Compare SB 1592)

Local Occupational License Taxes; Updates provisions authorizing reclassification and new rate structure revisions to local occupational license taxes by ordinance; deletes counties from such authorization provisions; authorizes decreasing local occupational license tax rates; provides construction with respect to decreasing or repealing such taxes. Effective Date: upon becoming a law.

Local Government Council: Favorable; Finance & Tax Committee: Favorable; Fiscal Council: Favorable

HB 903 CS by Traviesa, Williams (Similar CS/SB 1838)

Pharmacy Common Databases; Deletes a provision authorizing certain community pharmacies to transfer prescriptions for Schedule II medicinal drugs under certain conditions; authorizes the dispensing of a prescription contained in a common database under specified conditions; provides requirements for a policy and procedures manual that governs pharmacies, pharmacists, and pharmacy employees participating in a pharmacy common database; provides for rights and obligations of pharmacists dispensing prescriptions. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 911 CS by Bullard (Identical CS/SB 678)

Use of State Facilities as Emergency Shelters; Provides for use of certain state facilities as emergency shelters; requires the Department of Management Services to list state-owned facilities that are suitable for use as emergency shelters; provides requirements with respect to such listing; defines terms. Effective Date: July 1, 2006.

Domestic Security Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable; Governmental Operations Committee: Favorable; State Administration Council: Favorable

HB 957 CS by Anderson (Compare HB 391 CS, HB 839 CS, SB 546, CS/SB 2358, SB 2530)

Community Associations; Authorizes certain associations to revive lapsed covenants; provides that certain leaseholds, memberships, or other possessory or use interests shall be considered a material alteration or substantial addition to certain real property; revises application; authorizes associations to charge specified fees for providing certain information to prospective purchasers or lienholders; limits liability for providing such information; revises what must be included in an association's annual budget; provides for reserve accounts for capital expenditures and deferred maintenance; revises certain time requirements relating to annual reports of associations; provides that certain mergers or consolidations do not alter specified voting interests; provides additional documents that the developer must deliver at the time the association members elect the board of directors; provides that a guarantee of common expenses shall be effective under certain circumstances; requires the guarantee to meet certain requirements; authorizes the guarantee to provide certain requirements; requires the stated dollar amount of the guarantee to be an exact dollar amount for each parcel identified in the declaration; provides payments required from the guarantor to be determined in a certain manner; provides a formula to determine the guarantor's total financial obligation to the association; provides that certain expenses incurred in the production of certain revenues shall not be included in the operating expenses; revises provisions relating to publication of false or misleading information to clarify that such provisions do not limit common-law rights. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable

HB 959 CS by Roberson (Compare SB 1022)

Motor Vehicle Safety Pilot Program; Requires certain limited access facilities that are adjacent to a canal or other water body to have a system of guardrails, retention cables, or other barriers between the highway and the canal or water body; provides for the Department of Transportation to establish certain standards governing the installation and maintenance of the barriers; provides for future review and repeal. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

HB 963 CS by Gannon, Robaina, Slosberg (Similar CS/CS/SB 1450)

License Plates; Creates a Donate Organs-Pass It On license plate; provides for the distribution of annual use fees received from the sale of such plates. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

HB 971 by Sobel (Identical SB 2810, Compare HB 343, SB 1314)

Broward County; Creates the Broward County Council for Services for Seniors as an independent special district to provide funding for services for seniors; authorizes ad valorem taxation and provides a millage cap; provides for a governing board for the district; specifies the powers and duties of the council; requires that all tax moneys collected be paid directly to the council by the Broward County Tax Collector and deposited in qualified public depositories; provides that the district may be amended or dissolved by a special act of the Legislature; authorizes the Broward County Board of County Commissioners to fund the budget of the council from its own funds after or during the council's first year of operation; requires the district to comply with statutory requirements related to the filing of a financial or compliance report; authorizes the district to seek grants and accept donations from public and private sources; requires a referendum. Effective Date: only upon approval by a majority vote of those qualified electors of Broward County voting in a referendum election to be called by the Broward County Board of County Commissioners and held in conjunction with the primary election held on September

Local Government Council: Favorable; Elder & Long-Term Care Committee: Favorable; Fiscal Council: Favorable

HB 979 CS by Seiler (Compare SB 490)

Property Tax Administration; Requires the Department of Revenue to notify specified local government officers of the availability on request of department findings regarding department review of the county tax assessment roll; requires the department to provide a copy of such findings to a requesting party within a time certain. Effective Date: July 1, 2006.

Local Government Council: Favorable With Committee Substitute; Finance & Tax Committee: Favorable; Fiscal Council: Favorable

HB 987 CS by Gottlieb, Davis, M. (Similar CS/SB 1590)

Tax on Sales, Use, and Other Transactions; Authorizes a dealer to elect to forego the collection allowance and direct that collection allowance revenues be transferred to the Department of Education for distribution to school districts which have adopted resolutions dedicating the use of such revenues for classroom technology; provides exceptions; provides for rules by the Department of Revenue; provides an appropriation; provides for cost recovery. Effective Date: January 1, 2007.

Education Appropriations Committee: Favorable With Committee Substitute; Fiscal Council: Favorable

HB 995 CS by Bean

Agency Inspectors General; Creates the Council on State Agency Inspectors General; provides for the purpose and membership of the council; provides duties and responsibilities of the council; requires the council to hold meetings at least monthly; authorizes the council to develop recommendations relating to inspector general investigations; provides minimum requirements for the recommendations developed by the council; provides administrative support for the council; requires the council to issue a report on its findings; provides for future repeal. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; Fiscal Council: Favorable; State Administration Council: Favorable With Committee Substitute

HB 999 CS by Adams, Attkisson (Similar CS/SB 1876)

Suicide Prevention; Provides for a pilot program to be conducted by the Signs of Suicide Prevention Program for secondary schools in specified counties; requires the submission of proposals to the Department of Education; provides for student participation and provision of certain information to parents and legal guardians; requires a report to the Legislature; requires that implementation of the program be contingent upon state funding and equivalent matching funds. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable With Committee Substitute; Future of Florida's Families Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable With Committee Substitute

HB 1033 CS by Vana, Zapata

Child Abuse; Requires the Office of Program Policy Analysis and Government Accountability to evaluate compliance with continuing education requirements for professionals required to provide their names when reporting child abuse, neglect, or abandonment; requires a report to the Governor and Legislature; requires the Department of Health to make available a curriculum. Effective Date: July 1, 2006.

Future of Florida's Families Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 1037 CS by Rivera, Bogdanoff, Glorioso, Goldstein, Sansom (Compare SB 2156)

Campaign Financing; Allows unopposed legislative candidates to transfer surplus campaign funds to or retain such funds in a campaign account for reelection to the same office; establishes limits on the transferable amount of such funds; provides a prohibition from fundraising under certain conditions. Effective Date: July 1, 2006.

Ethics & Elections Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; State Administration Council: Favorable With Committee Substitute

HB 1039 CS by Garcia, Seiler, Williams, Zapata (Similar CS/SB 1306)

Miami-Dade County Lake Belt Area; Revises the geographic boundaries of the Miami-Dade County Lake Belt Area; revises the

geographic boundaries for mining areas subject to mitigation fees under the Miami-Dade County Lake Belt Mitigation Plan; provides for mitigation fee increases and imposes a water treatment plant upgrade fee; authorizes proceeds of mitigation fees to be allocated to the South Florida Water Management District and Miami-Dade County for specific purposes; authorizes the proceeds of the water treatment plant upgrade fee to be used for updating a water treatment plant near the Lake Belt Area; revises the reporting requirements for the interagency committee. Effective Date: January 1, 2007.

Water & Natural Resources Committee: Favorable; Finance & Tax Committee: Favorable With Committee Substitute; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable With Committee Substitute

HB 1047 CS by Stargel (Similar CS/CS/SB 2184)

Parental Relocation with a Child; Deletes standards for determining whether to allow a primary residential parent to move a child; provides for notification of certain persons of the intent to relocate the child and provides procedures therefor; requires certain information to be provided on a Notice of Intent to Relocate; provides procedures for objecting to the relocation of a child; provides applicability of public records law; provides for content of an objection to relocation; authorizes the court to grant a temporary order restraining the relocation of a child; prohibits certain presumptions and requires certain factors to be evaluated by the court with regard to relocation of a child; assigns the burden of proof in cases of relocation of a child; authorizes the court to order certain contact with the child by the nonrelocating party; grants priority for certain hearings and trials; provides applicability. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Future of Florida's Families Committee: Favorable; Justice Council: Favorable

HB 1049 CS by Traviesa, Culp, Hays, Patterson (Similar CS/CS/SB 1322)

Driver's Licenses; Provides for suspension or withholding of issuance of the driver license or driving privilege of certain persons convicted of providing an alcoholic beverage to a person who has not attained 21 years of age. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Judiciary Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

HB 1059 by Rivera, Lopez-Cantera (Similar SB 2706)

Deduction and Collection of a Bargaining Agent's Dues and Uniform Assessments; Eliminates a right of certain bargaining agents to have certain dues and assessments deducted and collected by an employer from certain employees; provides legislative findings and intent; provides that the deduction and collection of certain dues and assessments is a proper subject of collective bargaining; provides requirements and limitations; provides for accounting of funds; provides for enforcement. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; State Administration Council: Favorable

HB 1063 CS by Stansel (Compare CS/CS/SB 1090)

Regulation of Wells; Authorizes licensed water well contractors to facilitate work by certain licensed contractors under certain circumstances; provides a definition; requires the Department of Environmental Protection to establish by rule a fee to cover the cost of implementing the continuing education requirements; provides a maximum fee amount; authorizes the department to delegate certain authority to the water management districts; authorizes the department or a water management district to contract with a private entity to carry out certain responsibilities relating to continuing education; waives continuing education requirements for license renewal of certain water well contractors; provides water well contractor license extensions for certain servicemembers and their spouses under certain circumstances; provides for exemption from certain costs or fees under certain circumstances; increases the amount of the administrative fine a water management district may impose for certain water well contracting violations; provides fines for persons or entities drilling a water well without a license or contracting with unlicensed water well contractors for water well services; requires the department to establish policies and procedures for the enforcement of the fines. Effective Date: July 1, 2006.

Water & Natural Resources Committee: Favorable; Military & Veteran Affairs Committee: Favorable With Committee Substitute; Agriculture & Environment Appropriations Committee: Favorable With Committee Substitute; State Resources Council: Favorable

HB 1065 CS by Jordan, Baxley, Cretul, Grant (Similar CS/SB 2034)

Educational Opportunities for Children and Spouses of Deceased or Disabled Veterans and Servicemembers; Provides that it is the declared policy of the state to provide educational opportunity at state expense for spouses of deceased or disabled servicemembers; provides criteria for qualification for such benefits for unremarried spouses of deceased servicemembers and dependent spouses of disabled servicemembers; specifies uses of funds appropriated for such educational opportunities; revises terminology; removes a limitation with respect to the provision of educational opportunity at state expense for dependent children either of whose parents became classified as prisoners of war or missing in action in the service of the Armed Forces of the United States or civilian personnel captured while serving with the consent or authorization of the United States Government. Effective Date: July 1, 2006.

Community Colleges & Workforce Committee: Favorable; Military & Veteran Affairs Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable

HB 1067 CS by Grimsley, Bullard (Similar CS/SB 1922)

State Long-Term Care Ombudsman Program; Revises legislative findings and intent; revises provisions relating to qualifications of the State Long-Term Care Ombudsman; revises duties of the legal advocate; revises duties and responsibilities of the State Long-Term Care Ombudsman; requires an annual report; repeals provisions relating to the Office of State Long-Term Care Ombudsman and departments of state government; revises duties and membership of the State Long-Term Care Ombudsman Council; provides for election of a local council member from each local council to provide representation on the state council; authorizes the Secretary of Elderly Affairs to recommend to the

Governor appointments to at-large positions on the state council; provides conditions for removal of members of and for filling vacancies on the state council; provides for election of officers and meetings; provides for per diem and travel expenses if approved by the ombudsman; authorizes the State Long-Term Care Ombudsman to designate and direct local long-term care ombudsman councils; requires approval by the Secretary of Elderly Affairs of jurisdictional boundaries designated by the ombudsman; revises duties of the local long-term care ombudsman councils; provides requirements and application for membership, election of officers, and meetings of a local long-term care ombudsman council; provides conditions for removal of members; provides for travel expenses for members of the council; consolidates provisions relating to conflicts of interest of the ombudsman; provides rulemaking authority to the Department of Elderly Affairs regarding conflicts of interest; requires the department to adopt rules relating to procedures for receiving, investigating, and assessing complaints against long-term care facilities; deletes provisions requiring certain approval by the Secretary of Elderly Affairs and the ombudsman and the posting and distribution of copies of such procedures; provides conditions for investigations of complaints by state and local ombudsman councils; provides that refusing to allow the ombudsman or a member of a state or local council to enter a long-term care facility is a violation of ch. 400, F.S.; deletes conditions for onsite administrative inspections; provides conditions and requirements for onsite administrative assessments of nursing homes, assisted living facilities, and adult family-care homes; prohibits forcible entry of long-term care facilities; provides that refusing to allow the ombudsman or a member of a state or local council to enter a long-term care facility is a violation of ch. 400, F.S.; provides complaint and notification procedures for state and local councils; provides circumstances in which information relating to violations by a long-term care facility is provided to a local law enforcement agency; requires information relating to the State Long-Term Care Ombudsman Program to be provided to residents of long-term care facilities or their representatives; provides for immunity from liability for certain persons; requires long-term care facilities to provide the Office of State Long-Term Care Ombudsman and state and local councils and their members with access to the facility and the records and residents of the facility; authorizes rather than requires the department to adopt rules regarding access to facilities, records, and residents; prohibits certain actions against persons who file complaints; provides penalties; provides for oversight by and responsibilities of the department; requires the department to provide certain funding for the State Long-Term Care Ombudsman Program; requires the office to maintain a data reporting system relating to complaints about and conditions in long-term care facilities; requires the office to publish and include certain information in its annual report; provides for training of employees of the office and members of the state and local councils; requires the ombudsman to approve the curriculum and provides contents thereof; requires certification of employees by the ombudsman. Effective Date: upon becoming a law.

Elder & Long-Term Care Committee: Favorable With Committee Substitute; Governmental Operations Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

HB 1093 CS by Altman, Homan, Proctor, Sobel (Similar CS/SB 1410)

Physicians; Requires the Division of Health Access and Tobacco of the Department of Health to monitor, evaluate, and report on the supply and distribution of allopathic physicians and osteopathic

physicians and medical education in the state; requires the division to report on the supply and distribution of dentists in specified Agency for Health Care Administration Medicaid service areas; provides an appropriation. Effective Date: October 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 1097 CS by Vana (Similar CS/SB 2714)

Public Records; Requires an agency head who appoints a designee to act as a custodian of public records to provide notice to the public of such designation; provides notice requirements; prohibits a person who is not a custodian of public records or a designee from denying the existence of a record or misleading anyone as to the existence of a record; requires custodians of public records and their designees to respond to requests to inspect and copy public records promptly and in good faith. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable With Committee Substitute; State Administration Council: Favorable

HB 1107 CS by Jennings, Sansom (Similar SB 1664, Compare CS/SB 254)

Road Designations; Designates Rosa Parks Memorial Highway in Marion, Alachua, and Bradford Counties; directs the Department of Transportation to erect suitable markers. Effective Date: July 1, 2006.

Transportation Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable With Committee Substitute

HB 1115 CS by Greenstein (Similar SB 2078, Compare SB 2076)

South Florida Regional Transportation Authority; Revises language relating to powers and duties of the authority by deleting the term "commuter rail"; provides pledge to bondholders that the state will not alter certain rights vested in the authority that affect the rights of bondholders while bonds are outstanding; revises provisions for funding of the authority; requires counties served by the authority to annually transfer certain funds before a certain date; removes provisions for sources of that funding; removes authorization for a vehicle registration tax; provides for a certain funding source for capital, operating, and maintenance expenses; revises county funding amounts to fund operations; provides for cessation of specified county funding contributions and provides for certain refunding of the contributions; revises timeframe for repeal of specified funding provisions. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

HB 1117 CS by Greenstein (Similar SB 2076, Compare SB 2078)

Public Records; Provides an exemption from public records requirements for certain appraisal reports, offers, and counteroffers relating to land acquisition by the South Florida Regional

Transportation Authority; provides that the exemption expires upon execution of a certain contract or at a certain time before a purchase contract or agreement is considered for approval; provides for exceptions to the exemption; provides for future legislative review and repeal; provides a finding of public necessity. Effective Date: on the same date that HB 1115 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes law.

Transportation Committee: Favorable; Governmental Operations Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable

HB 1123 CS by Sansom, Rubio, Cannon, Adams, Allen, Altman, Anderson, Baxley, Bean, Berfield, Bogdanoff, Bowen, Brown, Carroll, Cretul, Culp, Davis, D., Davis, M., Evers, Farkas, Flores, Galvano, Gibson, H., Glorioso, Goldstein, Grant, Grimsley, Harrell, Hasner, Hays, Holloway, Hukill, Jordan, Kottkamp, Kravitz, Kreegel, Legg, Llorente, Lopez-Cantera, Mayfield, McInvale, Murzin, Needelman, Patterson, Planas, Poppell, Quinones, Reagan, Rivera, Robaina, Ross, Simmons, Stargel, Traviesa, Troutman, Zapata (Compare CS/SB 2460, SB 2462)

Government Accountability; Creates the Florida Government Accountability Act; provides definitions; creates the Legislative Sunset Advisory Committee; provides for appointment, qualifications, and terms of committee members; provides for vacancies; provides for organization and procedure; authorizes reimbursement for certain expenses; provides for employment of staff; provides a schedule for abolishing state agencies and advisory committees; prescribes required content for agency reports to the committee; provides for review of agencies and their advisory committees by the Office of Program Policy Analysis and Government Accountability; prescribes duties of the committee in reviewing reports, consulting with other legislative entities, holding public hearings, and making a report and recommendations to the legislative leadership with respect to agencies scheduled for abolition; provides for monitoring committee recommendations; provides review criteria; specifies recommendation options; authorizes exemption from certain review for certain agencies; provides for continuation of state agencies and their advisory committees, by law, under certain circumstances; provides for legislative consideration of proposals with respect to such recommendations; provides procedures after termination; provides for issuance of subpoenas; authorizes reimbursement for travel and per diem for witnesses; provides for assistance of and access to state agencies; provides applicability with respect to certain rights, penalties, liabilities, and proceedings; provides for review of proposed legislation creating a new agency or advisory committee; requires that performance measures and standards and outsourcing cost-benefit and business case analyses identify impacts on agency activities; creates a working group to develop instructions for agencies regarding the computation of activity and unit cost information required to be included in legislative budget requests. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable With Committee Substitute; Fiscal Council: Favorable With Committee Substitute; State Administration Council: Favorable With Committee Substitute

HB 1125 CS by Sansom, Rubio, Cannon (Identical SB 2462, Compare CS/SB 2460)

Public Records; Exempts from public records requirements working papers, including all documentary or other information, prepared or maintained by the Legislative Sunset Advisory Committee in performing its duties under ch. 21, F.S., to conduct an evaluation and prepare a report; specifies that information received for such purpose that is confidential and exempt shall remain confidential and exempt; provides for future legislative review and repeal; provides a statement of public necessity. Effective Date: July 1, 2006, if House Bill 1123 or similar legislation is adopted in the same legislative session or an extension thereof and becomes law.

Governmental Operations Committee: Favorable With Committee Substitute; State Administration Council: Favorable With Committee Substitute

HB 1129 CS by Henriquez, Flores, Zapata (Compare CS/SB 2026)

Florida State Employees' Charitable Campaign; Requires that undesignated campaign funds be shared proportionally by the participating charitable organizations with certain identified programs in this state based on the percentage of designations in each fiscal agent area; removes the fiscal agent's right to select the steering committee members. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; State Administration Council: Favorable With Committee Substitute

HB 1135 CS by Hukill, Altman, Bucher, Carroll, Flores, Gannon, Gibson, A., Goldstein, Lopez-Cantera, Murzin, Proctor, Reagan, Traviesa, Williams, Zapata (Similar HB 1611, CS/CS/SB 2060, Compare SB 2652)

Practice of Architecture and Interior Design; Defines "responsible supervising control"; authorizes the Board of Architecture and Interior Design to adopt certain rules relating to responsible supervising control; authorizes certain architects to use the title "Architect, Retired" and certain interior designers to use the title "Interior Designer, Retired." Effective Date: July 1, 2006.

Business Regulation Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable; Commerce Council: Favorable With Committee Substitute

HB 1139 CS by Murzin, Altman, Hays (Similar CS/SB 2036)

Construction Defects; Revises provisions to expand application to construction defects in any property other than public transportation projects; deletes language limiting application to only residential property; revises provisions relating to required notices for construction defect claims under construction contracts; applies provisions of ch. 558, F.S., notwithstanding specified notice requirements. Effective Date: October 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Business Regulation Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 1153 CS by Coley, Allen, Ambler, Evers (Similar CS/SB 1290)

Concealed Weapons; Provides that a concealed weapon or firearm license of a servicemember serving on military orders away from his or her residence shall not expire until 180 days after the date upon which the servicemember returns from serving on military orders; provides procedures and requirements with respect to the extension. Effective Date: July 1, 2006.

Agriculture Committee: Favorable; Military & Veteran Affairs Committee: Favorable With Committee Substitute; State Resources Council: Favorable

HB 1157 CS by Mayfield, Sobel (Similar SB 2178)

Dental Charting; Expands the scope and area of practice of dental hygienists to include dental charting; provides for regulation of dental charting; authorizes dental hygienists to perform dental charting under certain conditions; regulates the use and content of disclosure and charting forms; requires the Board of Dentistry to approve disclosure and charting forms; limits the applicability of dental charting; provides restrictions on periodontal probe use in dental charting; provides restrictions on dental charting reimbursement, referrals made in conjunction with the provision of dental charting services, and the provision of dental charting by a dental hygienist without supervision. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

HB 1161 by Machek (Identical SB 2220)

Okeechobee County; Provides for career service for employees of the Okeechobee County Sheriff's Office; provides for application of the act, permanent status of employees, transition of career service employees, and administration; provides for a procedure with respect to complaints against employees; provides for ad hoc career service appeal boards and membership and responsibilities thereof; provides for a disciplinary procedure and for appeals; provides for status as permanent employees; prohibits certain actions to circumvent the act. Effective Date: upon becoming a law.

Governmental Operations Committee: Favorable; Local Government Council: Favorable; State Administration Council: Favorable

HB 1165 CS by Barreiro (Compare SB 2182)

Florida Retirement System; Authorizes members employed as medical examiners or as employees of a law enforcement agency in a forensic discipline to purchase additional retirement credit to upgrade prior service to Special Risk Class service; provides for the calculation of contributions for such service upgrade; authorizes the employer to purchase such additional credit for the member; increases a contribution rate for certain benefit change funding purposes; directs the Division of Statutory Revision to adjust contribution rates set forth in s. 121.71, F.S.; provides an appropriation; provides a declaration of important state interest. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Fiscal Council: Favorable With Committee Substitute; State Administration Council: Favorable With Committee Substitute

HB 1169 by Galvano (Identical CS/SB 2108)

Vehicular Accidents Involving Death or Personal Injuries;

Authorizes citation as the "Adam Arnold Act"; requires a court to sentence a driver of a vehicle to a minimum term of imprisonment if the person is driving under the influence and leaves the scene of a crash that results in death; requires a court to order the driver of a vehicle to make restitution to the victim for any damage or loss if a driver leaves the scene of an accident that results in injury or death; requires a court to make the payment of restitution a condition of probation; provides that an order requiring the defendant to make restitution to a victim does not remove or diminish the requirement that the court order payment to the Crimes Compensation Trust Fund; requires that a person convicted of DUI manslaughter be sentenced to a mandatory minimum term of imprisonment; allows assessment of victim injury points for certain offenses if the court finds that the offender caused victim injury. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

HB 1183 CS by Russell (Similar SB 2838)

Hernando County Special Election Validation; Validates all acts and proceedings had and taken in connection with the special election held in Hernando County on March 9, 2004, to authorize the levy of a discretionary sales surtax in Hernando County for the purpose of providing funds to finance the cost of new schools and equipment and improvements associated with such schools within the county; declares such special election legal and valid. Effective Date: upon becoming a law.

Local Government Council: Favorable; Finance & Tax Committee: Favorable With Committee Substitute

HB 1187 CS by Murzin (Similar CS/CS/SB 1774, Compare HB 1209, CS/CS/SB 1336, SB 2664)

Florida Building Code; Authorizes the Florida Building Commission to update and modify wind-design standards; provides criteria, requirements, and limitations; provides for delayed effect; supersedes specified provisions of law; deletes the definition of "exposure category C"; authorizes the Florida Building Commission to make limited amendments to the Florida Building Code pursuant to rule adoption procedures after triennial updates; authorizes authorities to enforce such amendments; specifies amendment criteria; prohibits interpretation and review of specified accessibility provisions of specified building codes; provides for the use of private providers of building code inspection services; authorizes the State Fire Marshal to amend the Florida Fire Protection Code; provides amendment criteria and limitations; provides for enforcement of the code and code amendments; requires the Department of Community Affairs to use a portion of specified appropriations for Florida Building Code education and training purposes; requires specified tax-exempt entities to use funds provided by the Department of Community Affairs for specified purposes. Effective Date: July 1, 2006.

Local Government Council: Favorable With Committee Substitute; Growth Management Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable With Committee Substitute

HB 1193 CS by Kottkamp (Similar SB 2468)

Driving Under the Influence; Provides a short title; provides that, if a person drives under the influence of alcohol or a specified chemical or controlled substance and causes damage to property or person, serious bodily injury, or death to another human being or unborn quick child, a rebuttable presumption is created that the person caused or contributed to causing damage to property or person, serious bodily injury, or death to another human being or unborn quick child; provides that, if a person drives under the influence of alcohol or a specified chemical or controlled substance, a rebuttable presumption is created that the person operated a motor vehicle in a reckless manner likely to cause death or great bodily harm to another human being. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 1211 CS by Fields, Sobel (Identical CS/CS/SB 786, Compare HB 7001)

Notification Regarding the State Minimum Wage; Requires an employer to display posters at worksites to notify employees about the state minimum wage; requires the Agency for Workforce Innovation to make an updated poster available each year; provides for the size and contents of the posters. Effective Date: January 1, 2007.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 1219 by Joyner, Ambler, Culp, Galvano, Glorioso, Henriquez, Homan, Littlefield, Peterman, Reagan, Ross, Traviesa (Identical SB 2760)

City of Tampa, Hillsborough County; Revises longevity retirement provisions to provide for a multiplier of 1.20 percent for employees in Division B. Effective Date: October 1, 2006.

Local Government Council: Favorable; Governmental Operations Committee: Favorable; Fiscal Council: Favorable

HB 1231 CS by Ausley, Waters (Similar CS/CS/SB 1510, Compare SB 270)

Child Care; Transfers authority for administration of the Teacher Education and Compensation Helps (TEACH) scholarship program from the Department of Children and Family Services to the Agency for Workforce Innovation; provides additional criteria for a child care provider to obtain and maintain Gold Seal Quality Care designation; revises the definition of the term "screening" to broaden the requirements for the screening of volunteers in child care facilities; authorizes the department or local licensing agencies to issue a provisional license or registration to a child care facility, family day care home, or large family child care home, to convert a license or registration to probation status for a violation of certain laws and rules, and to apply disciplinary actions to registered family day care homes; requires minimum safety standards for family day care homes; provides that a provisional license or registration may not be issued unless child care personnel are screened according to law; requires the department to adopt rules for issuing, suspending,

and revoking provisional licenses and registrations, establishing grounds for imposing disciplinary actions for violations of certain laws and rules, and creating a uniform system of procedures to use for disciplinary actions; provides that an increased administrative fine may be imposed in addition to or in lieu of other disciplinary actions; authorizes the provision of child care for a period longer than otherwise authorized if a parent or legal guardian works a shift of 24 hours or more. Effective Date: July 1, 2006.

Future of Florida's Families Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 1245 by Sobel (Similar SB 2832)

North Broward Hospital District, Broward County; Amends, reenacts, and repeals special laws to update and codify the district's charter. Effective Date: upon becoming a law.

Local Government Council: Favorable; Fiscal Council: Favorable

HB 1247 CS by Kravitz, Sobel (Identical CS/SB 2226)

Developmental Disabilities; Requires the Agency for Health Care Administration to develop a waiver program to serve children and adults with specified disorders; requires the agency to seek federal approval and implement the approved waiver in the General Appropriations Act, subject to certain limitations. Effective Date: upon becoming a law.

Elder & Long-Term Care Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

HB 1269 CS by Cusack (Similar SB 2218)

Local Occupational License Taxes; Changes the term "local occupational license tax" to "local business tax"; defines the term "receipt" as it relates to business taxes. Effective Date: January 1, 2007.

Finance & Tax Committee: Favorable With Committee Substitute; Local Government Council: Favorable With Committee Substitute; Fiscal Council: Favorable

HB 1271 CS by Cannon (Similar CS/CS/SB 2412)

Division of Alcoholic Beverages and Tobacco; Requires each employee serving as a law enforcement officer for the division to meet the qualifications of a law enforcement officer set forth in ch. 943, F.S., for employment or appointment; requires each such employee to be certified as a law enforcement officer by the Department of Law Enforcement; provides the law enforcement officer with certain powers, authority, and jurisdiction; specifies the primary and secondary responsibilities for a law enforcement officer of the division. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable

HB 1291 CS by Poppell, Joyner (Similar SB 2438)

Weapons; Revises the definition of the term "weapon"; revises and clarifies provisions related to the prohibited exhibition and possession of specified weapons and firearms at a school-

sponsored event or on school property; clarifies provisions with respect to prohibited trespass on school property with a firearm or other weapon. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; PreK-12 Committee: Favorable; Justice Council: Favorable

HB 1293 CS by Grant (Similar SB 2160)

Medical Malpractice Insurance; Creates the Patient Safety and Provider Liability Act; requires hospitals that assume liability for acts of medical negligence under the act to carry insurance; authorizes an eligible hospital to petition the Agency for Health Care Administration to enter an order certifying the hospital as a patient-safety facility; provides requirements for certification as a patient-safety facility; authorizes the agency to enter an order certifying a hospital as a patient-safety facility and provides that the hospital bears liability for acts of medical negligence for its health care providers or an agent of the hospital; authorizes the agency to conduct onsite examinations of a licensed facility; provides circumstances when the agency may revoke its order certifying approval of an enterprise plan; requires a certified patient-safety facility to submit an annual report to the agency and the Legislature; authorizes certain teaching hospitals and eligible hospitals to petition the agency for certification; provides for limitations on damages for eligible hospitals that are certified for compliance with certain patient-safety measures. Effective Date: upon becoming a law.

Health Care Regulation Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 1297 CS by Poppell (Similar SB 1914)

Town of Grant-Valkaria, Brevard County; Creates the Town of Grant-Valkaria and provides its charter and corporate boundaries; provides for a town council-administrator form of government; provides home rule powers; restricts the use of eminent domain; authorizes the levy of certain taxes within the town; prohibits the issuance of certain bonds or entering into certain types of contracts unless approved by referendum; provides for town elections; provides for conduct of officials in office; requires a long-range plan and a 5-year financial plan; provides for charter amendment, review, and dissolution; provides for regulation of land use, zoning, and development; provides for transition, including an interim council, sources of revenues, and continuity of services; requires a referendum. Effective Date: upon approval by a majority vote of those qualified electors of the area described in subsection (5) of section 1 voting in a referendum to be called by the Brevard County Supervisor of Elections on or before August 1, 2006, except that this section

Local Government Council: Favorable; Finance & Tax Committee: Favorable With Committee Substitute

HB 1319 CS by Goldstein (Similar CS/SB 2426)

Swimming Pools; Requires additional certification of swimming instructors specializing in training people who have developmental disabilities; requires the Dan Marino Foundation, Inc., to develop certification requirements and a training curriculum and to submit the certification requirements to the Department of Health for review; provides deadlines for certification; deletes an exception to the requirement that a public pool be serviced by a certified technician. Effective Date: July 1, 2006, only if a specific

appropriation to the Department of Health to fund the Dan Marino Foundation, Inc., is made in the General Appropriations Act for fiscal year 2006-2007.

Health Care Regulation Committee: Favorable With Committee Substitute; Business Regulation Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 1325 CS by Culp, Baxley (Similar CS/SB 2356)

Controlled Substances; Requires the Department of Children and Family Services to file a petition for dependency for the children of parents involved in certain controlled substance crimes; revises provisions relating to criminal penalties for controlled substance violations that result in serious injury to specified individuals; prohibits refusal to issue a life insurance policy to or refusal to cancel or nonrenew life or health insurance policies or certificates of insurance providing coverage to specified local, state, or federal employees due to exposure to toxic chemicals or due to disease or injury incurred in their duties related to controlled substance law violations committed by others; provides penalties; revises a definition; revises provisions relating to pretrial release of certain defendants charged with certain controlled substance offenses. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 1327 CS by Davis, D. (Compare SB 2288)

Transition Services for Adolescents and Young Adults with Disabilities; Creates the Jacksonville Health and Transition Services Pilot Program to provide adolescents and young adults with disabilities with transition services relating to health care and educational and vocational goals; assigns the program for administrative purposes to the Department of Health; provides purposes of the program; provides for the development of collaborative partnerships with certain entities; delineates the program's target population; requires the program to offer certain services; describes participating service providers and the services that they are to provide; provides for the design and implementation of a comprehensive evaluation of the pilot program. Effective Date: July 1, 2006, only if a specific appropriation to the Department of Health to fund the provisions of this act is made in the General Appropriations Act for fiscal year 2006-2007.

Future of Florida's Families Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

HB 1329 CS by Grant (Similar CS/SB 1506)

Information Specified Insurers Must File; Specifies a beginning date for submission of a required annual statement by viatical settlement providers; specifies required information; specifies a period of application of an unaudited financial statement; specifies administrative action for failing to timely file an audited financial statement; authorizes the Financial Services Commission to require by rule that specified statements or filings be submitted by electronic means in a format specified by the commission; authorizes the Office of Insurance Regulation to require that specified records or copies be submitted by remote electronic access. Effective Date: upon becoming a law.

Insurance Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 1341 by Joyner, Seiler (Similar SB 2190)

Fiduciary Lawyer-Client Privilege; Provides that a client acts as a fiduciary when serving in specified positions; provides that a communication between a lawyer and a client acting as a fiduciary is privileged and protected from disclosure; provides construction in application. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Justice Council: Favorable

HB 1345 CS by Littlefield, Seiler (Compare CS/CS/SB 2490)

Saltwater Fisheries; Authorizes use of the Marine Resources Conservation Trust Fund to fund the stone crab reduction, blue crab effort management, spiny lobster trap certificate, and trap retrieval programs; requires proceeds from certain fees, fines, and penalties to be deposited in the Marine Resources Conservation Trust Fund; authorizes the Fish and Wildlife Conservation Commission to waive or defer replacement tag fees under certain circumstances; establishes certain endorsement fees for the taking of blue crabs; establishes an annual trap tag fee; authorizes the commission to waive or defer replacement tag fees under certain circumstances; requires the deposit of certain proceeds into the Marine Resources Conservation Trust Fund; specifies the use of such proceeds; requires the commission to waive endorsement and tag fees for certain program participants; provides administrative penalties for certain violations; prohibits the unauthorized possession of trap gear or removal of trap contents and provides penalties therefor; provides penalties for certain other prohibited activities relating to traps, lines, buoys, and trap tags; provides penalties for fraudulent reports related to endorsement transfers; prohibits certain activities during endorsement suspension and revocation; preserves state jurisdiction for certain convictions; provides requirements for certain license renewal; appropriates certain fee revenues to the commission for blue crab effort management program costs; requires the commission to create an advisory board; authorizes the commission to waive or defer replacement tag fees under certain circumstances; provides administrative penalties for certain violations of the spiny lobster trap certificate program; revises provisions for certain trap retrieval programs and fees; provides a recurring appropriation. Effective Date: July 1, 2006.

Water & Natural Resources Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable With Committee Substitute; State Resources Council: Favorable With Committee Substitute

HB 1351 CS by Reagan, Cretul (Compare HB 1367 CS, SB 1894, CS/CS/SB 2590)

Contracting; Exempts nationally recognized testing laboratories from certain electrical and alarm system contracting provisions; provides that individuals performing certain construction contracting work, certain business organizations entering into construction contracts, or individuals performing certain electrical and alarm system contracting work are not considered unlicensed for purposes of contract enforceability; provides for retroactive application. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 1357 CS by Altman (Similar SB 1194)

Growth Management; Provides for the creation of interlocal service boundary agreements by a county and one or more municipalities or independent special districts; specifies the procedures for initiating an agreement and responding to a proposal for agreements; requires local governments that are a party to the agreement to amend their comprehensive plans; provides limitations on the review of local ordinances by the state land planning agency; specifies those persons who may challenge a plan amendment required by the agreement; provides for adoption of an interlocal service boundary agreement; provides prerequisites to annexation; provides for the effect of an interlocal service boundary area agreement on the parties to the agreement; authorizes a municipality to provide services within an unincorporated area or territory of another municipality; authorizes a county to exercise specified powers within a municipality; provides a procedure to settle a dispute regarding an interlocal service boundary agreement; provides for a cause of action to invalidate an annexation; requires municipalities to provide notice of proposed annexation to specified persons; provides for a cause of action to invalidate an annexation. Effective Date: upon becoming a law.

Local Government Council: Favorable; Growth Management Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable

HB 1359 CS by Benson (Compare CS/SB 2216)

Hazard Mitigation for Coastal Redevelopment; Specifies entities that are authorized to install or authorize installation of rigid coastal armoring structures; authorizes the Department of Environmental Protection to revoke certain authority; authorizes the installation of certain structures as the core of a restored dune feature under specified conditions; requires the Division of Emergency Management to manage certain hurricane evacuation studies; defines the term "coastal high-hazard area"; provides that the application of development policies shall be at the discretion of local government; authorizes local governments to amend comprehensive plans to increase residential densities for certain properties; provides standards for certain comprehensive plan compliance; requires local governments to adopt a certain level of service for out-of-county hurricane evacuation under certain circumstances; provides a deadline for local governments to amend coastal management elements and future land use maps; revises provisions of the coastal resort area redevelopment pilot project; requires that such studies be performed in a specified manner; revises the requirements for placement of certain coastal redevelopment materials; authorizes the Department of Environmental Protection to consider certain information during certain permit review; defers the expiration date of the pilot project; requires the department and local governments to provide a specified analysis of certain projects and to provide a report to the Legislature by a certain date; requires the issuance of certain permits by the Department of Health to be contingent upon the receipt of certain permits issued by the Department of Environmental Protection. Effective Date: upon becoming a law.

Environmental Regulation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Resources Council: Favorable With Committee Substitute

HB 1361 CS by Brown (Similar CS/SB 2522)

Insurance; Includes debt cancellation products within the definition of the term "casualty insurance"; describes debt cancellation products; authorizes specified entities to offer debt cancellation products; specifies such products as not constituting insurance; revises limitations on amounts of life insurance on a debtor; revises a limitation on the term of credit disability insurance. Effective Date: upon becoming a law.

Insurance Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

HB 1365 CS by Davis, M., Bucher, Fields, Grant, Harrell, Kendrick, Roberson, Sobel, Vana (Compare CS/SB 2050)

Florida KidCare Program; Provides for certain children who are ineligible to participate in the Florida KidCare program to be eligible for Medikids or the Florida Healthy Kids program; specifies that 12 months of continuous eligibility includes changes between program components; provides for the administration of the eligibility application process; revises provisions relating to a public records exemption; specifies that such provision does not prohibit an enrollee's parent or legal guardian from obtaining confirmation of coverage and dates of coverage; authorizes participating health and dental plans to develop marketing and other promotional materials and to participate in activities to promote the Florida KidCare program; requires the Agency for Health Care Administration to begin enrollment in Medikids or the Florida Healthy Kids program. Effective Date: July 1, 2006.

Future of Florida's Families Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 1369 CS by Evers, Murzin (Similar CS/SB 2316)

Public Records and Public Meetings; Creates a temporary exemption from public records requirements for rejected bids and proposals received by a state agency if the agency reissues the invitation to bid or request for proposals; provides for review and repeal; provides a statement of public necessity; creates a temporary exemption from public records requirements for a competitive sealed reply in response to an invitation to negotiate; provides an extension of the temporary exemption if the agency reissues the invitation to negotiate; provides for review and repeal; provides a statement of public necessity; creates an exemption from public meetings requirements for a meeting at which negotiation with a vendor is conducted; requires a recording of the meeting; temporarily exempts the recording from disclosure; provides an extension of the temporary exemption under specified circumstances; provides for review and repeal; provides a statement of public necessity. Effective Date: upon becoming a law.

Governmental Operations Committee: Favorable With Committee Substitute; State Administration Council: Favorable

HB 1373 CS by Attkisson, Arza (Compare CS/SB 2616)

Supplemental Educational Services; Requires the Department of Education to establish a committee of practitioners to review potential State Board of Education rules; authorizes incentives for student performance or attendance; establishes responsibilities of school districts and providers; provides penalties for noncompliance; authorizes application for reallocation of funds and

provides for appeal; authorizes adoption of rules and provides for enforcement. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable With Committee Substitute;
Education Appropriations Committee: Favorable; Education Council: Favorable With Committee Substitute

HB 1395 CS by Sorensen, Glorioso (Similar CS/SB 224)

Traffic Safety; Creates the "Road Rage Reduction Act"; prohibits a person from operating a motor vehicle in the most left-hand lane under described circumstances; provides penalties for violations; redefines the term "aggressive careless driving"; provides penalties for aggressive careless driving; provides for distribution of certain fines collected; requires a hearing for a second or subsequent aggressive careless driving violation; requires the Department of Highway Safety and Motor Vehicles to provide an educational awareness campaign. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute;
Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable With Committee Substitute

SB 1408 by Health Care (Similar HB 7125 CS)

Medical Records; requires health care practitioner's employer who is records owner & records custodian to comply with specified requirements for confidentiality & disclosure; provides requirements for prescriptions of medicinal drugs by said practitioners which are electronically generated or transmitted; regulates electronic prescribing for said drugs; provides restrictions for electronic prescribing software, etc. Amends Ch. 456. Effective Date: 07/01/2006

Calendar without reference

HB 1409 CS by Benson, Sobel (Similar SB 2786, Compare HB 7073 CS, CS/CS/SB 1332)

Florida Health Information Network; Creates the "Florida Health Information Network Act"; requires the Agency for Health Care Administration to develop and implement a plan for the formation and operation of a health information network; creates the Florida Health Information Network, Inc., and requires the agency to enter into a contract with the network to implement the plan; provides for a board of directors and for terms thereof; provides duties and responsibilities of the corporation; requires a report to the Governor and Legislature; provides conditions for funding the network. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 1411 CS by Benson (Compare SB 2786)

Public Records; Provides an exemption from public records requirements for patient medical or health records, trade secrets, and certain other information that is confidential or exempt contained in records of the Florida Health Information Network, Inc.; provides an exception to the exemption; provides for review and repeal; provides a statement of public necessity. Effective Date: July 1, 2006, if House Bill 1409 or similar legislation is adopted in the same legislative session or an extension thereof and becomes law.

Health Care Regulation Committee: Favorable; Governmental Operations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 1413 CS by Brown

Argyle Fire District, Walton County; Creates the Argyle Fire District, an independent special district; provides a charter; provides boundaries; provides for a board of commissioners, election, powers and duties, and terms of office; preserves authority to impose special assessments; provides for impact fees; provides for use of district funds; requires an annual report. Effective Date: upon becoming a law.

Local Government Council: Favorable With Committee Substitute; Finance & Tax Committee: Favorable

HB 1415 CS by Sansom, Allen, Bullard, Kendrick, Proctor (Identical CS/SB 1878)

Traffic Control; Exempts certain nonprofit organizations from permit requirements related to obstructing streets or roads for solicitation purposes; establishes conditions certain nonprofit organizations must meet in order to solicit charitable donations on or along certain streets, roads, and rights-of-way; authorizes local governments to halt solicitation activities if conditions are not met. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable

HB 1419 by Attkisson

Scuba Diving Instructional Facilities; Provides that certain scuba diving instructional facilities are not under the jurisdiction or purview of the Commission for Independent Education and are not required to obtain licensure. Effective Date: July 1, 2006.

Community Colleges & Workforce Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 1435 CS by Harrell (Identical CS/SB 1888)

Division of Emergency Management of the Department of Community Affairs; Provides that the director of the Division of Emergency Management of the Department of Community Affairs be designated as agency head of the division; provides for appointment of the director by the Governor; provides that the division is a separate budget entity, not subject to control by the department; provides for an agreement between the division and department for certain services; prescribes duties of the division. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; State Administration Appropriations Committee: Favorable; State Administration Council: Favorable With Committee Substitute

HB 1443 CS by Russell, Traviesa (Similar CS/SB 588, Compare HB 1437 CS, HB 7153, CS/SB 2744)

Liens; Extends the effective date of a financing statement filed under previous law; revises certain notice of commencement and applicability of lien requirements for certain authorities issuing building permits; prohibits private providers performing inspection services from performing or approving certain inspections under

certain circumstances; increases a threshold amount for certain application requirement exemptions; prohibits issuing authorities from requiring recordation of a notice of commencement for certain purposes; authorizes fees for furnishing copies of certain statements; authorizes authorities issuing building permits to accept permit applications electronically; requires an electronic submission statement on building permit applications; requires provision of Internet access; provides for electronic evidence of delivery of notices required by the Construction Lien Law; revises provisions relating to the making or furnishing of false statements on certain construction documents; provides penalties. Effective Date: October 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute;
Local Government Council: Favorable With Committee Substitute;
Justice Council: Favorable With Committee Substitute

HB 1447 CS by Reagan (Identical CS/SB 1112)

Denial of Development Permits; Requires counties and municipalities to give written notice of the decision to deny a development permit; requires that the notice include specific information; defines the term "development permit." Effective Date: October 1, 2006.

Governmental Operations Committee: Favorable With Committee Substitute; Local Government Council: Favorable With Committee Substitute; State Administration Council: Favorable With Committee Substitute

HB 1465 CS by Altman, Harrell, Hasner (Similar CS/CS/CS/SB 2020)

Speed Limit Enforcement on State Roads; Creates a pilot program for establishment by the Department of Transportation of enhanced penalty speed zones on state roads in certain counties; authorizes the department to set speed limits within enhanced penalty zones; directs the department to adopt a uniform system of traffic control devices to be used within the zones; prohibits operation of a vehicle at a speed greater than that posted in the enhanced penalty zone; directs the Department of Highway Safety and Motor Vehicles to tabulate citations issued within enhanced penalty zones and make available certain information; directs the DOT, the DHSMV, and the Department of Education to conduct a study and report to the Governor and the Legislature; specifies criteria for posting in a construction zone; provides penalties for violation of posted speed in an enhanced penalty zone. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable With Committee Substitute

HB 1483 CS by Attkisson (Similar SB 2766)

Grove Community District, Okeechobee County; Creates the Grove Community District; provides findings, determinations, ascertainments, intent, purpose, definitions, and policy; provides a charter; provides jurisdiction; provides boundaries; provides district powers; provides for a governing board and terms of office and duties thereof; provides for elections; provides for bonds; provides for borrowing; provides for future transition to ad valorem taxation; provides for special assessments; provides for election of an incorporation committee to review feasibility of incorporating the district as a municipality; provides for a referendum. Effective

Date: upon becoming a law, except that the provisions of paragraph (a) of subsection (14) of section 4 which authorize the levy of ad valorem assessments shall only take effect upon express approval by a majority vote of those qualified electors of the di

Local Government Council: Favorable; Finance & Tax Committee: Favorable With Committee Substitute

HB 1495 by Arza (Identical SB 2536)

Marriage Licenses; Deletes provisions authorizing the court to issue a marriage license upon the sworn application that both minor applicants are the parents of a child or the expectant parents of a child; deletes provisions authorizing the court to issue a marriage license upon written verification by a physician and sworn application that the minor female applicant is an expectant parent; provides, as a result, that no license to marry shall be granted to any person under the age of 16 years, with or without the consent of the parents. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Future of Florida's Families Committee: Favorable; Justice Council: Favorable

HB 1501 CS by Berfield (Similar CS/SB 2432)

Agent Licensing; Authorizes travel agents to solicit and sell air ambulance transportation prepaid limited health service contracts. Effective Date: July 1, 2006.

Agriculture Committee: Favorable; Insurance Committee: Favorable With Committee Substitute; State Resources Council: Favorable

HB 1527 CS by Stargel, Arza

Parental Notification of Termination of a Minor's Pregnancy; Provides procedural requirements for actual notice given by telephone; provides procedural requirements for certain waivers of notice; revises the procedures for judicial waiver of notice; revises evidentiary standards for a court determining judicial waiver of notice; provides factors with which a court determines whether a minor is sufficiently mature; revises the best interest standard; requires the Supreme Court to include in reports reasons for judicial waiver of notice; provides for the application of mandatory child abuse reporting provisions. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 1531 CS by Brandenburg

West Palm Beach Water Catchment Area, Palm Beach County; Revises the legal description of the West Palm Beach Water Catchment Area in Palm Beach County; authorizes the licensing or permitting of certain uses within the water catchment area. Effective Date: upon becoming a law.

Local Government Council: Favorable With Committee Substitute

HB 1533 by Sands, Allen (Identical SB 2126)

Petroleum Contamination; Creates a presumption regarding the source of a subsequently discovered discharge at certain petroleum contamination sites; provides exceptions to the application of the presumption; specifies that certain provisions concerning site rehabilitation agreements do not apply to a subsequently

discovered discharge; prohibits the Department of Environmental Protection from requiring soil or groundwater sampling relating to closure assessments at certain petroleum contamination sites; specifies responsibilities of a facility owner or operator. Effective Date: upon becoming a law.

Environmental Regulation Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable

HB 1559 CS by Poppell

Brevard County; Creates the Viera Stewardship District; provides legislative findings and intent; provides boundaries; provides for a board of supervisors and election, terms of office, duties, and meetings; provides for a district manager, district personnel, and treasurer; provides powers of the district. Effective Date: upon this act becoming law, and the remaining sections shall take effect upon approval by a majority vote of the owners of land within the district who are not exempt from ad valorem taxes or non-ad valorem assessments and who are present in person

Local Government Council: Favorable With Committee Substitute; Finance & Tax Committee: Favorable

HB 1561 CS by Brummer, Carroll, Harrell, Hays, Murzin (Similar SB 2686)

Medical Negligence Litigation; Requires the Board of Medicine and the Board of Osteopathic Medicine, respectively, to issue expert witness certificates to out-of-state-licensed physicians who meet specified criteria; provides requirements for certification; requires the boards to implement rules and set fees; provides that fraudulent, deceptive, or misleading expert witness testimony is grounds for disciplinary action; provides penalties; revises criteria for prevailing professional standards of care for health care providers in specified actions; provides that medical expert testimony is not admissible unless the expert witness meets specified requirements; requires claimants in medical negligence litigation to conduct a presuit investigation of each named prospective defendant. Effective Date: October 1, 2006.

Health Care General Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 1563 CS by Kendrick, Baxley, Cretul, Jennings (Compare CS/CS/SB 2366)

Public Records; Revises the date until which a confidential and exempt social security number or an exempt complete bank account, debit, charge, or credit card number included in a court file may be included as part of a court record available for public inspection and copying unless redaction is requested; provides that the clerk of the circuit court has no liability for the inadvertent release of certain confidential and exempt social security numbers or exempt bank account, debit, charge, or credit card numbers; revises the date until which a social security number or a complete bank account, debit, charge, or credit card number included in a document presented to the county recorder for recording in the official records of the county may be made available as part of the official record available for public inspection and copying; requires the county recorder to use his or her best efforts to redact all social security numbers and complete bank account, debit, charge, or credit card numbers from electronic copies of official records documents; provides that the county recorder is not liable for the

inadvertent release of certain confidential and exempt social security numbers or exempt bank account, debit, charge, or credit card numbers; revises the date on which the clerk of the circuit court and the county recorder must commence keeping complete bank account, debit, charge, and credit card numbers exempt and must commence keeping social security numbers confidential and exempt without any person having to request redaction; makes editorial changes. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable With Committee Substitute; State Administration Council: Favorable

HB 1577 by Brandenburg (Identical SB 1964)

Personal Identification Information; Prohibits willful, fraudulent, and unauthorized use of personal identification information concerning an individual who is 65 years of age or older without consent; provides penalties; prohibits a person in the relationship of adult child or legal guardian, or who otherwise exercises custodial authority over an individual who is 65 years of age or older, from wilfully and fraudulently using personal identification information of that individual; provides penalties. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

HB 1589 CS by Smith, Bullard, Davis, M., Gottlieb, Meadows, Porth (Compare CS/CS/SB 2238)

Specialty License Plates; Revises specialty license plate use fee provisions to change a name; establishes an annual use fee for the Homeownership for All license plate; exempts collegiate license plates from discontinuance requirements; revises authorized uses of the use fees received from sales of the Keep Kids Drug-Free license plate; changes the name of the Florida Memorial College license plate to the Florida Memorial University license plate; revises authorized uses of the use fees received from sales of the Sportsmen's National Land Trust license plate; creates the Homeownership for All license plate and provides for distribution of the fees received from sales of the plate; creates special license plates for legislative presiding officers. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable With Committee Substitute

HB 1619 CS by Murzin (Compare HB 1377 CS, SB 518, SB 2748)

District School Boards; Allows students to wear sun-protective items while outdoors during school hours; authorizes use of federal funds to purchase food when federal guidelines permit; authorizes district school boards to select vendors to market student class rings; provides criteria for selection of such vendors; authorizes district school boards to contract with photographers for the purpose of taking student yearbook photographs; permits the inclusion of certain photographs in student yearbooks; revises provisions for district school board transportation of students in vehicles other than school buses; authorizes use of such vehicles for trips to and from certain sites and activities; revises criteria for such vehicles and their use; requires district school boards and charter schools to adopt a policy that addresses procedures and liability for trips using vehicles other than school buses; redesignates the Florida Business and Education in School Together (Florida BEST)

Program as A Business-Community School (ABC'S) Program.
Effective Date: July 1, 2006.

PreK-12 Committee: Favorable With Committee Substitute;
Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable With Committee Substitute

HB 1621 CS by Mayfield (Similar SB 1948)

Coastal Properties Disclosure Statements; Requires sellers of certain coastal properties to give a written disclosure statement to prospective purchasers; provides language for the disclosure statement; preserves the enforceability of certain contracts and title conveyances. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 1631 by Domino (Identical SB 2784)

Village of North Palm Beach, Palm Beach County; Designates a portion of State Road A1A within the village as Jack Nicklaus Drive; authorizes and directs the village to change street signs and markers, mailing addresses, and 911 emergency telephone system listings and to erect signs and markers accordingly. Effective Date: July 1, 2006.

Local Government Council: Favorable

CS for SB 1838 by Health Care, Haridopolos (Similar HB 903 CS)

Pharmacy Common Databases; deletes provision authorizing certain community pharmacies to transfer prescriptions for Schedule II medicinal drugs under certain conditions; authorizes dispensing or refilling of prescription without transferred prescription under specified conditions. Amends 465.026; creates 465.0266. Effective Date: 07/01/2006

Health & Families Council: Favorable With Amendments

HB 5029 by Fiscal Council, Kottkamp

Court Technology Trust Fund; Creates the Court Technology Trust Fund within the state courts system; provides for sources of funds and purposes; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

HB 5031 by Fiscal Council, Kottkamp (Identical CS/SB 2348)

Operating Trust Fund; Creates the Operating Trust Fund within the state courts system; provides for sources of funds and purposes; provides for future review and termination or re-creation of the trust fund; conforms provisions; directs certain fees collected by the Clerk of the Supreme Court, the trial court administrator of each circuit, and the clerk of each district court and certain fees paid to the Supreme Court by court reporters to be deposited into the trust fund in lieu of another trust fund. Effective Date: July 1, 2006.

Calendar without reference

HB 5033 by Fiscal Council, Kottkamp (Identical SB 2350)

Federal Grants Trust Fund; Creates the Federal Grants Trust Fund within the state courts system; provides for sources of funds and purposes; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

HB 5035 by Fiscal Council, Barreiro (Identical SB 2340)

Administrative Trust Fund; Creates the Administrative Trust Fund within the Department of Corrections; provides for sources of funds and purposes; provides for annual carryforward of funds; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

HB 5037 by Fiscal Council, Barreiro (Identical SB 2342)

Federal Grants Trust Fund; Creates the Federal Grants Trust Fund within the Department of Corrections; provides for sources of funds and purposes; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

HB 5039 by Fiscal Council, Barreiro (Identical SB 2344)

Administrative Trust Fund; Creates the Administrative Trust Fund within the Department of Law Enforcement; provides for sources of funds and purposes; provides for annual carryforward of funds; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

HB 5041 by Fiscal Council, Barreiro (Identical SB 2346)

Federal Grants Trust Fund; Creates the Federal Grants Trust Fund within the Department of Law Enforcement; provides for sources of funds and purposes; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

HC 6001 (for HBs 117, 477) CS by Governmental Operations Committee, Coley, Ausley, Anderson, Attkisson, Kendrick, Kreegel, Machek, Mahon, Meador, Porth, Richardson, Seiler, Waters (Similar CS/CS/SB 428, Compare HB 117, HB 477)

Per Diem and Travel Expenses; Revises per diem, subsistence, and mileage rates for purposes of reimbursement of travel expenses of public officers, employees, and authorized persons; provides an appropriation. Effective Date: July 1, 2006.

Fiscal Council: Favorable With Committee Substitute; State Administration Council: Favorable

HB 7029 by Juvenile Justice Committee, Culp (Identical CS/SB 1748, Compare HB 27 CS)

Juvenile Justice; Reorganizes ch. 985, F.S., relating to juvenile justice, to effect a technical reorganization without any substantive change to its contents for the purpose of simplifying the chapter's presentation and providing greater clarity for its users; conforms provisions. Effective Date: January 1, 2007.

Justice Council: Favorable

HJR 7037 CS by Judiciary Committee, Simmons, Carroll, Evers, Pickens (Compare SJR 1156, CS/SJR 1436)

Two-Thirds Vote for Amendment Increasing State Tax of Fee or Resulting in Significant State Spending; Proposes an amendment to s. 7, Art. XI of the State Constitution to require a proposed amendment or revision to the State Constitution that increases an existing state tax or fee to be approved by at least two-thirds of those voters voting in the election in which the amendment or revision is considered; defines the term "existing state tax or fee" to mean any tax or fee that produces revenue to state government; requires that a proposed amendment or revision to the State Constitution that would result in significant additional spending by state government must be approved by at least two-thirds of those voters voting in the election in which the amendment or revision is considered; defines the term "significant additional spending" to mean additional spending in any state fiscal year prior to and including the first state fiscal year of full implementation, in an amount greater than one-tenth of one percent of the total state budget, as established in the General Appropriations Act approved by the Governor, for the state fiscal year ending in the year prior to the election in which such proposed amendment or revision is considered; specifies that the determination of whether a proposed amendment or revision would result in significant additional spending by state government would be made and certified in accordance with general law.

Finance & Tax Committee: Favorable With Committee Substitute;
Justice Council: Favorable

HB 7039 by Choice & Innovation Committee, Stargel (Similar SB 1282)

K-8 Virtual Schools; Establishes the K-8 Virtual School Program within the Department of Education; provides student eligibility requirements; requires enrolled students to meet compulsory school attendance requirements and participate in the statewide assessment program; provides school eligibility requirements; provides a school application procedure and requires applicants to verify certain information and submit certain plans; provides for 3-year contracts for approved schools and authorizes contract renewals; designates participating schools as independent schools; authorizes the current pilot K-8 virtual schools to continue operation through the 2006-2007 school year; requires pilot schools to meet all application requirements in order to operate beyond the 2006-2007 school year; requires program funding to be established annually in the General Appropriations Act; requires schools to participate in the statewide assessment program and be subject to the school grading system; requires school improvement plans for low-performing schools and contract termination for continued low school performance; provides causes for nonrenewal or termination and responsibility for debt; provides for student enrollment in another public school under certain circumstances. Effective Date: July 1, 2006.

Education Appropriations Committee: Favorable; Education Council: Favorable

HB 7053 CS by Elder & Long-Term Care Committee, Gibson, H. (Compare SB 1284)

Nursing Home Consumer Information; Authorizes the Agency for Health Care Administration to provide electronic access to nursing home inspection reports; requires the agency to publish the Nursing Home Guide in printed and electronic format at certain times and specifies information to be included therein; requires the agency to provide certain consumer information in the Nursing Home Guide; deletes reference to an obsolete reporting system; requires each nursing home facility to submit certain information electronically when electronic transmission to the agency is available. Effective Date: October 1, 2006.

Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 7055 CS by Economic Development, Trade & Banking Committee, Bilirakis (Similar CS/CS/SB 1132)

Enterprise Zones; Ties the future repeal of specified provisions to the future repeal of the Enterprise Zone Act; revises specified definitions relating to jobs of businesses in an enterprise zone; limits the exemption by refund of previously paid sales taxes for rehabilitation of specified property in an enterprise zone, with an exception; provides for retroactive application; revises an information requirement for claiming an enterprise zone jobs tax credit; revises criteria for granting an enterprise zone jobs tax credit; provides a meeting notice requirement for a governing body adopting an enterprise zone boundary change resolution; provides for time-limited continuing eligibility for a building materials tax exemption for specified businesses; specifies eligibility requirements; provides for retroactive application and future repeal. Effective Date: upon becoming a law.

Finance & Tax Committee: Favorable With Committee Substitute;
Transportation & Economic Development Appropriations Committee: Favorable; Commerce Council: Favorable

HB 7075 CS by Agriculture Committee, Poppell, Reagan (Compare CS/SB 254, CS/CS/CS/SB 888, CS/CS/SB 1388)

Agriculture; Clarifies rulemaking authority relating to pollution reduction; grants presumption of compliance with water quality standards for certain research; releases certain research from penalties relating to the discharge of pollutants; redefines "employee" and "independent contractor" for purposes of pest control regulation; revises certain requirements of the department to adopt rules relating to the use of pesticides for preventing subterranean termites in new construction; clarifies provisions governing the performance of pest control services; requires certification of individual commercial landscape maintenance personnel; revises the types of materials such personnel may use; removes obsolete provisions relating to fees; revises requirements relating to proof of education and insurance; revises the amount of required continuing education; removes a requirement for certain business experience; clarifies exemption of certain mosquito control activities from regulation; renames the Florida Food Safety and Food Security Advisory Council as the Florida Food Safety and Food Defense Advisory Council and revises duties accordingly; provides an exemption from certain food inspections by the department; expands the conditions under which loan funds to certain agricultural producers may be granted; increases the amount

of funds that may be granted; defines "losses" and "essential physical property"; authorizes the department, in consultation with the state energy office within the Department of Environmental Protection, to develop a farm-to-fuel initiative; provides purposes of the initiative; provides for a statewide information and education program; revises the membership of the Soil and Water Conservation Council; provides criminal penalties for trespassing on certain property; requires warning signage; defines "agricultural chemicals manufacturing facility"; updates references to the Rabies Vaccination Certificate; designates the Austin Dewey Gay Memorial Agricultural Inspection Station in Escambia County; directs the department to erect suitable markers. Effective Date: July 1, 2006.

Agriculture & Environment Appropriations Committee: Favorable With Committee Substitute; State Resources Council: Favorable With Committee Substitute

HB 7081 CS by Governmental Operations Committee, Rivera, Bogdanoff (Identical CS/CS/SB 262)

Administrative Procedures; Revises various provisions relating to administrative procedures; revises duties of the Administrative Procedures Committee with respect to its review of statutes; redefines the term "small business party" to include certain specified individuals whose net worth does not exceed a specified amount; requires an agency to file a notice of change with the Administrative Procedures Committee; revises times for filing rules for adoption; provides an exception to the term "administrative determination" for purposes of rule adoption; provides for the form and provisions of bonds; provides additional content for uniform rules; requires that certain information be included in forms incorporated by reference in rules; requires information to be published electronically on an Internet website; provides that such publication does not preclude other publications; provides additional duties of the Department of State with respect to publications; provides requirements for the Internet website; revises provisions relating to withdrawal of challenged rules; provides for equitable tolling as a defense to the untimely filing of a petition; requires a final order to include an explicit ruling on each exception to the recommended order; requires that additional information be included in notices relating to protests of contract solicitations or awards; requires the Division of Administrative Hearings to include certain recommendations and information in its annual report to the Administrative Procedures Committee; requires agency reports to be filed with the Administrative Procedures Committee; requires that the annual report filed by an agency identify the types of cases or disputes in which it is involved which should be conducted under the summary hearing process; requires the Department of State to provide certain assistance to agencies in their transition to publishing on the Florida Administrative Weekly Internet website. Effective Date: July 1, 2006.

Transportation & Economic Development Appropriations Committee: Favorable; State Administration Council: Favorable With Committee Substitute

HB 7083 CS by Future of Florida's Families Committee, Galvano (Similar SB 1850, Compare CS/SB 1034, CS/CS/SB 1286)

Programs of the Department of Children and Family Services; Deletes repeal of the Commission on Marriage and Family Support Initiatives; directs the Department of Children and Family Services to advise the Legislature when the commission ceases to be essential; requires service provider personnel who request an

exemption from disqualification to submit the request within a certain time after notification of the disqualification; requires a service provider to comply with the provisions of s. 435.06, F.S.; deletes a provision requiring immediate dismissal of service provider personnel upon disapproval of a request for an exemption; prohibits the department from issuing a regular license to a service provider that fails to provide proof that background screening information has been submitted; repeals s. 3, ch. 2003-279, Laws of Florida, to abrogate the repeal of s. 20.19(2)(c) and (4)(b)6. and 8., F.S., relating to the appointment of certain mental health and substance abuse positions and the establishment of program offices for mental health and substance abuse; provides that a mental health counselor or marriage and family therapist may execute a certificate for involuntary examination and deem a services treatment plan clinically appropriate for an involuntary outpatient placement; requires that documentation of any evaluation performed by a mental health counselor or marriage and family therapist be provided when a patient is ordered for involuntary inpatient placement. Effective Date: upon becoming a law.

Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 7099 CS by Judiciary Committee, Simmons (Identical CS/SB 1956)

Land Trusts; Revises provisions relating to land trust transfers of real property and vesting of ownership in a trustee; deletes a requirement that a trustee be qualified to act as a fiduciary; specifies rights, liabilities, and duties of land trust beneficiaries; provides that the principal residence of a beneficiary which is held in a land trust is entitled to the homestead tax exemption; provides for the appointment of successor trustees; provides requirements for declarations of appointment; provides that a trustee of a land trust may be a creditor of the trust or of a trust beneficiary; provides application. Effective Date: October 1, 2006.

Civil Justice Committee: Favorable; Finance & Tax Committee: Favorable With Committee Substitute; Justice Council: Favorable

HB 7107 CS by Economic Development, Trade & Banking Committee, Bilirakis, Galvano, Gelber, Goodlette, Seiler (Similar CS/CS/SB 2186)

Trademarks; Designates ch. 495, F.S., as the "Registration and Protection of Trademarks Act"; provides definitions; precludes registration of certain marks; repeals provisions relating to reservation of a mark; provides requirements for information to be contained in an application for registration of a mark; authorizes the Department of State to require certain information in an application; requires that the application be signed and verified by any of certain persons; requires that the application be accompanied by three specimens or facsimiles showing the mark; requires that the application be accompanied by a fee; provides filing guidelines for applications; provides for disclaimers of unregistrable components; provides for amendment and judicial review; provides for priority of registrations; provides that first use shall inure to the benefit of the registrant or applicant under certain circumstances; provides for the issuance of a certificate of registration by the department; provides guidelines for the renewal of marks; revises duration of effectiveness of a registration; provides for the assignability of marks; authorizes a photocopy of an assignment to be acceptable for recording; provides for change of name certificates for registrants; authorizes recordation of certain instruments; provides acknowledgment of recording as prima facie evidence of the execution of an assignment or other instrument; specifies require-

ments for creation and perfection of security interests in marks; requires the department to record all marks registered with the state; requires the department to cancel certain marks; establishes a classification of goods and services; provides that a single application for registration of a mark may include any or all goods upon which, or services with which, the mark is actually being used comprised in one or more of the classes listed; revises infringement provisions to include an element of lack of consent by the registrant; provides additional remedies for the unauthorized use of a mark; provides a forum for actions regarding registration; provides for service of process on nonresident registrants; provides for an injunction in cases of dilution of a famous mark; provides factors to be considered in determining that a mark is famous; provides damages in certain circumstances of dilution; deletes language relating to the diminishing of certain common law rights; provides effective date of changes to ch. 495, F.S., as amended by the act; provides for repeal of conflicting acts; provides application to pending actions; provides construction and legislative intent; provides certain fees. Effective Date: January 1, 2007.

Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; Commerce Council: Favorable

HB 7109 CS by Finance & Tax Committee, Brummer (Similar CS/SB 1430)

Homestead Property Assessments; Revises exceptions applicable to damaged or destroyed homestead property to a requirement that changes, additions, or improvements to homestead property be assessed at just value; provides for application to specified changes, additions, and improvements; provides for assessment of homestead property after substantial completion of changes, additions, or improvements; provides criteria; provides for the continued granting of a homestead exemption for damaged or destroyed homestead property; provides for retroactive application to homestead property. Effective Date: upon becoming a law and shall apply retroactively to homestead property replaced on or after January 1, 2006.

Growth Management Committee: Favorable; Fiscal Council: Favorable With Committee Substitute

HB 7117 CS by Criminal Justice Committee, Kravitz, Dean, Traviesa (Compare CS/CS/CS/SB 2280, SB 2512)

Sexual Predators and Offenders; Requires distinctive markings for driver's licenses and identification cards issued to persons who are designated as sexual predators or subject to registration as sexual offenders; provides procedures for offenders to obtain such licenses or identification cards; provides for initial issuance; prohibits the alteration of sexual predator or sexual offender markings on driver's licenses or identification cards; provides criminal penalties; requires sexual predators and sexual offenders to obtain a distinctive driver's license or identification card; requires specified offenders who are under the supervision of the Department of Corrections but are not incarcerated to obtain a distinctive driver's license or identification card; revises provisions relating to background screening of school district personnel; revises provisions relating to fingerprints; provides procedures for periodic rescreening of certain personnel; revises provisions relating to background screenings of certain noninstructional school district employees and other specified individuals; revises provisions relating to periodic rescreening of certain persons; provides definitions; prohibits contract workers who are designated as sexual predators, subject to registration as a sexual offenders, or who

appear on the National Sex Offender Public Registry from being present on school grounds; provides criminal penalties; requires contract workers working on school grounds to be subject to a check of Florida driver's licenses or identification cards for the purposes of ascertaining their sexual offender and sexual predator status and checked against the National Sex Offender Public Registry; provides duties for certain contract workers; provides penalties; requires certain individuals to report certain offenses; provides penalties; provides exceptions; provides that no provision of a specified section shall give rise to private civil liability or create a private cause of action for monetary damages; provides rulemaking authority to school boards; revises provisions relating to background screening for educator certification; revises provisions relating to periodic rescreening of such persons; provides an appropriation. Effective Date: July 1, 2006.

Education Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

HB 7123 CS by Future of Florida's Families Committee, Galvano (Similar CS/CS/SB 1080)

Child Protective Services; Provides rulemaking authority to the Department of Children and Family Services to provide certain information in a child's case plan to physical custodians and family services counselors; provides for time limitations and circumstances under which a continuance may be granted in child protective cases; provides that state laws do not supersede certain federal laws; requires the department to conduct criminal records checks of persons being considered as prospective foster parents; specifies information the criminal records checks may include; prohibits the department from placing a child with a person other than a parent under certain circumstances; requires persons with whom placement of a child is being considered or approved to disclose certain information; provides that a court may review the granting or denial of an exemption from disqualification to care for a dependent child; provides that a person seeking placement of a child who is disqualified bears the burden of providing evidence of rehabilitation; requires that any person who knows or suspects that a child is in need of supervision and care and has no parent, legal custodian, or responsible adult relative immediately known and available to provide supervision and care must report this information to the central abuse hotline; redefines the term "criminal conduct" to include a child who is known or suspected to be a victim of human trafficking; requires each child protective investigator to inform the person who is the subject of a child protective investigation that he or she has a duty to report any change in the residence or location of the child to the investigator and that the duty to report continues until the investigation is closed; provides that the department may rely upon a previous report to indicate that child abuse has occurred; provides that if the child has moved to a different residence or location, a report may be filed with a law enforcement agency; requires that a shelter hearing order contain specified information relating to the availability of services to prevent removal from the home; requires notification of certain parties regarding case plan or family team conferences or mediation; provides a timeframe for the conference or mediation; requires a parent to provide certain information regarding relatives with whom a child may be placed; provides circumstances under which parental rights may be terminated and the child's out-of-home placement may become permanent; requires the court to inquire of the parents whether the parents have relatives who might be considered as a placement for the child; directs the court to advise the parents that, if the child is not returned to their custody within 12 months, their parental rights may be terminated and the child's out-of-home placement may become permanent; revises the

content of an order of disposition issued by the court; requires the court to consider the continuity of the child's placement in the same out-of-home residence as a factor when determining the best interest of the child in a postdisposition proceeding to modify custody; provides procedures for drafting and implementing a case plan; requires certain face-to-face meetings; specifies contents of a case plan; requires the department to prepare a case plan for each child receiving services from the department; requires all parties, except the child, to sign the case plan; requires the case plan to provide documentation when the permanency goal for the child is adoption; requires the case plan to be filed with the court and copies to be provided to all parties; requires certain information to follow a child until permanency is achieved; provides for case plan tasks and services; requires a parent to complete certain tasks in order to receive certain services; provides for the content of case plans; provides for amendments to a case plan; describes the circumstances under which a case plan may be modified; requires certain information to be included in amendments to a case plan; requires copies to be distributed to specified parties; requires that case plans and amendments be approved by the court and that copies of the amended plan be provided to certain parties; requires a permanency hearing to be held within a specified timeframe; specifies permanency goals; provides prehearing procedures; directs the court to make certain findings at the permanency hearing; requires certain factors to be considered by the court in determining the permanency goal for the child; permits parents to make a motion for reunification or increased contact; provides that certain placements do not terminate the relationship between the parent and the child; provides for the permanent guardianship for a dependent child; authorizes the court to consider a permanent guardian as a long-term option for a dependent child; requires a written order; provides for the contents of the permanent guardianship order; exempts the permanent guardianship of a child from the requirements of ch. 744, F.S.; provides for the court to retain jurisdiction; provides that placement in permanent guardianship does not terminate the relationship between the parent and the child; provides circumstances for placement of a child with a fit and willing relative; requires the court to specify the reasons to place a child with a relative; requires the court to establish the relative's authority to care for the child; provides for the department to supervise the placement for a specified time; requires the court to continue to conduct permanency hearings; authorizes the court to place a child in another planned permanent living arrangement; requires the department and guardian ad litem to provide the court with information regarding the needs of the child; requires the department to supervise the living arrangement until further court order and specifies how often a court must review a placement; requires that a child's current health, mental health, and education records be included in the documentation for the judicial review report; authorizes the court and citizen review panel to make certain determinations; provides for amendments to a case plan; removes a provision relating to the extension of a time limitation or the modification of terms of a case plan; requires the court to conduct a judicial review 6 months after the child is placed in shelter care; provides when the department may file a petition for termination of parental rights; provides circumstances under which the department may choose not to file a petition; provides for court review of a determination by the department not to file a petition; authorizes a material breach of the case plan as a ground to terminate parental rights; requires that the department show, and the court find, the material breach by clear and convincing evidence; provides certain factors for the court to consider for the best interest of the child. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 7125 CS by Health Care Regulation Committee, Garcia
(Similar SB 1408)

Medical Records; Requires a health care practitioner's employer who is a records owner and a records custodian to comply with specified requirements for confidentiality and disclosure; provides requirements for prescriptions of medicinal drugs by health care practitioners that are electronically generated and transmitted; regulates electronic prescribing for medicinal drugs; provides restrictions for electronic prescribing software; authorizes electronic prescribing software to show information regarding a payor's formulary under certain circumstances; provides that payors or providers are not limited from implementing utilization management tools; specifies requirements for a prescriber to prevent generic substitution for brand name drugs when a prescription is electronically transmitted and generated. Effective Date: July 1, 2006.

Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 7131 by Environmental Regulation Committee, Needelman, Kendrick (Compare CS/SB 1092)

Redevelopment of Brownfields; Increases the amount and percentage of the credit which may be applied against the intangible personal property tax and the corporate income tax for the cost of voluntary cleanup of a contaminated site; increases the amount that may be received by the taxpayer as an incentive to complete the cleanup in the final year; increases the total amount of credits that may be granted in any year; provides tax credits for voluntary cleanup activities related to solid waste disposal facilities; provides criteria for eligible sites and activities; directs the Department of Environmental Protection to apply certain criteria, requirements, and limitations for implementation of such provisions; provides certain exceptions; requires Enterprise Florida, Inc., to aggressively market brownfields; increases the percentage of loans for redevelopment projects in brownfield areas to which the state loan guarantee applies under the Brownfield Areas Loan Guarantee Program. Effective Date: July 1, 2006.

Finance & Tax Committee: Favorable; State Resources Council: Favorable

HB 7133 CS by Environmental Regulation Committee, Needelman, Kendrick (Compare HB 1473 CS, HB 1557 CS, CS/SB 1528)

Environmental Protection; Revises various provisions governing the management of solid waste and environmental protection; clarifies various provisions of the Florida Litter Law; abolishes Keep Florida Beautiful, Inc.; places the Wildflower Advisory Council within the Department of Agriculture and Consumer Services; places the Adopt-a-Shore Program within the Department of Environmental Protection; provides that industrial byproducts are not regulated under certain circumstances; clarifies certain provisions governing dredged material; exempts certain Class I landfills from certain permit and regulation requirements; provides requirements for the management and disposal of storm-generated debris; revises requirements governing hazardous waste permits and facilities; revises grant program eligibility requirements for certain water management and restoration projects; eliminates requirements for certain funding and legislative review of such projects; repeals the Statewide Multipurpose Hazardous Waste Facility Siting Act; requires the Department of Environmental Protection to conduct a study of the sources of nitrogen input into

the Wekiva River and associated springs; requires the Department of Health to contract for an independent study of the sources of nitrogen input from onsite sewage treatment and disposal systems into the Wekiva River and associated springs; suspends certain department rulemaking until study completion; requires the departments to submit copies of the reports to the Legislature by a certain date; requires the Department of Health to develop rules for a model proposal for the operation and maintenance of onsite sewage treatment and disposal systems in certain areas; provides appropriations. Effective Date: July 1, 2006.

Agriculture & Environment Appropriations Committee: Favorable
With Committee Substitute; State Resources Council: Favorable
With Committee Substitute

HB 7135 by Criminal Justice Committee, Kravitz (Identical SB 1386)

Youthful Offenders; Deletes a provision limiting certain sentencing options available to the court following a violation of the conditions of probation by a youthful offender. Effective Date: July 1, 2006.

Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

HB 7139 CS by Health Care General Committee, Harrell, Grant, Sobel (Compare HB 89, HB 545 CS, CS/CS/SB 862, CS/CS/CS/SB 1058, SB 1484)

Emergency Management; Revises various provisions of law relating to emergency management; specifies additional entities and agencies that are required to provide registration information to persons with special needs for purposes of inclusion within the registry of persons with special needs maintained by local emergency management agencies; provides that the Department of Community Affairs shall be the designated lead agency responsible for community education and outreach to the general public, including persons with special needs, regarding registration as a person with special needs, special needs shelters, and general information regarding shelter stays; provides that a person with special needs shall be allowed to bring his or her service animal into a special needs shelter; revises provisions with respect to the required notification of residential utility customers of the availability of the special needs registration program; provides that special needs shelter roster information shall be provided to local law enforcement agencies upon request; requires the Division of Emergency Management to address strategies for the evacuation of persons with pets in the shelter component of the state comprehensive emergency management plan; provides for the inclusion of the requirement for similar strategies within local comprehensive emergency management plans; requires the Department of Agriculture and Consumer Services to provide specified assistance to the division; requires the Florida Comprehensive Emergency Management Plan to permit the Agency for Health Care Administration to make initial contact with each nursing home and assisted living facility in a disaster area; requires the agency to annually publish an emergency telephone number that may be used by nursing homes and assisted living facilities to contact the agency; requires the Division of Emergency Management of the Department of Community Affairs to biennially prepare and submit a statewide emergency shelter plan to the Governor and the Cabinet for approval; provides plan requirements; requires the Department of Health to provide specified assistance to the division; revises those facilities which are excluded as being suitable for use as public hurricane evacuation shelters; requires

local emergency management agencies to coordinate with public facilities to determine its readiness prior to activation; provides for the operation and closure of special needs shelters; provides that local Children's Medical Services offices shall assume lead responsibility for specified coordination with respect to the development of a plan for the staffing and medical management of pediatric special needs shelters; requires such plans to conform to the local comprehensive emergency management plan; requires county governments to assist the Department of Health with nonmedical staffing and operation of special needs shelters; requires county health departments and emergency management agencies to coordinate such efforts to ensure appropriate staffing; provides that the appropriate county health department, Children's Medical Services office, and local emergency management agency shall jointly determine the responsibility for medical supervision in a special needs shelter; requires the local health department and emergency management agency to coordinate efforts to ensure appropriate designation, operation, and closure of special needs shelters; requires the Secretary of Elderly Affairs to convene multiagency special needs shelter discharge planning teams to assist local areas that are severely impacted by a natural or manmade disaster that requires the use of special needs shelters; provides duties and responsibilities of such discharge planning teams; provides for the inclusion of specified state agency representatives on each discharge planning team; revises provisions relating to reimbursement of health care practitioners; provides for eligibility of specified health care facilities for reimbursement when a multiagency special needs shelter discharge planning team discharges persons with special needs to such receiving facilities; provides procedures and requirements with respect to such reimbursement; requires the department to specify by rule expenses that are reimbursable and the rate of reimbursement for services; revises provisions which prescribe means of and procedures for reimbursement; disallows specified reimbursements; revises provisions with respect to the organization, role, duties, and composition of the special needs shelter interagency committee; requires the department to adopt specified rules with respect to special needs shelters; revises requirements with respect to the comprehensive emergency management plans of home health agencies, nurse registries, and hospices, and provides such requirements with respect to home medical equipment providers, to include the means by which continuing services will be provided to patients who evacuate to special needs shelters; authorizes the establishment of links to local emergency operations centers for specified purposes; revises requirements of a county health department with respect to review of a comprehensive emergency management plan submitted by a home health agency, nurse registry, or hospice; provides requirements upon failure to submit a plan or requested information to the department; provides for imposition of a fine; revises requirements of the Department of Health with respect to review of the plan of a home health agency or hospice that operates in more than one county; provides that the preparation and maintenance of a comprehensive emergency management plan by a home medical equipment provider is a requirement for licensure and must meet minimum criteria established by the Agency for Health Care Administration; provides plan requirements; provides that the plan is subject to review and approval by the county health department; requires each home medical equipment provider to maintain a current prioritized list of patients who need continued services during an emergency; defines "life-supporting or life-sustaining equipment" for purposes of pt. X of ch. 400, F.S., relating to home medical equipment providers; requires the Agency for Health Care Administration to adopt rules with respect to the comprehensive emergency management plan prepared by a home medical equipment services provider; provides that entities regulated or licensed by the agency

may exceed their licensed capacity to act as a receiving facility under specified circumstances; provides requirements while such entities are in an overcapacity status; provides for issuance of an inactive license to such licensees under specified conditions; provides requirements and procedures with respect to the issuance and reactivation of an inactive license; provides fees; requires certain health insurance entities to waive time restrictions on refilling prescriptions for medication during specified emergency conditions; provides legislative findings with respect to the equipping of all designated public special needs hurricane evacuation shelters with permanent emergency power generating capacity by a specified date; requires the Department of Community Affairs to work with local communities to ensure a sufficient number of public special needs shelters designated to meet anticipated demand; specifies the percentage of local match for such projects; provides an appropriation to the Department of Community Affairs to establish a competitive award process; specifies a limit with respect to administration of the funding; provides legislative findings with respect to retrofitting public hurricane evacuation shelters; provides criteria for the retrofitting of a public hurricane evacuation shelter; provides an appropriation to the Department of Community Affairs to establish a competitive award process; specifies a limit with respect to administration of the funding; provides an appropriation to implement the provisions of emergency management plan reviews for home health agencies and nurse registry, hospice, and home medical equipment providers. Effective Date: July 1, 2006.

Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 7141 CS by Health Care Regulation Committee, Garcia (Similar CS/SB 2214, Compare HB 7051, CS/SB 790, CS/SB 1846)

Licensure of Health Care Providers; Creates pts. I, II, III, and IV of ch. 408, F.S.; provides a short title, legislative findings and purpose, applicability, and definitions; requires providers to have and display a license; establishes license fees and conditions for their assessment; provides for annual adjustment of fees; provides for inspection fees; provides that fees are nonrefundable; provides a license application process; requires specified information to be included on the application; requires payment of late fees; requires inspections; provides an exception; authorizes the Agency for Health Care Administration to establish procedures and rules for electronic transmission of required information; provides procedures for change of ownership; requires the transferor to notify the agency in writing within a specified time period; provides for duties and liability of the transferor; provides for maintenance of certain records; provides license categories and their requirements; requires background screening of specified employees; provides for submission of proof of compliance; provides conditions for granting provisional and standard licenses; provides an exception to screening requirements; provides minimum licensure requirements; provides procedures for discontinuance of operation and surrender of license; requires forwarding of client records; requires publication of a notice of discontinuance of operation of a provider; provides for statewide toll-free telephone numbers for reporting complaints and abusive, neglectful, and exploitative practices; requires proof of legal right to occupy property, proof of insurance, and proof of financial viability; requires disclosure of information relating to financial instability; prohibits the agency from licensing a health care provider that does not have a certificate of need or an exemption; provides for inspections and investigations to determine compliance; provides that inspection reports are public

records; requires retention of records for a specified period of time; prohibits certain unlicensed activity by a provider; requires unlicensed providers to cease activity; requires reporting of unlicensed providers; authorizes the agency to impose administrative fines; provides conditions for the agency to impose a moratorium or emergency suspension on a provider; requires notice; provides grounds for denial or revocation of a license or change-of-ownership application; provides conditions to continue operation; exempts renewal applications from provisions requires the agency to approve or deny an application within a specified period of time; authorizes the agency to institute injunction proceedings; provides basis for review of administrative proceedings challenging agency licensure enforcement action; requires fees and fines related to health care licensing to be deposited into the Health Care Trust Fund; authorizes the agency to adopt rules; provides a timeframe for compliance; provides exemptions from specified requirements of pt. II of ch. 408; provides that the definition of homes for special services applies to sites licensed by the agency after a certain date; excludes certain entities from the definition of "clinic"; exempts a nursing home created by combining certain licensed beds from requirements for obtaining a certificate of need from the agency; revises provisions relating to agency action to deny, suspend, or revoke a license, registration, certificate or application; provides for priority of application in case of conflict; authorizes the agency to adjust annual licensure fees to provide biennial licensure fees; requests interim assistance of the Division of Statutory Revision to prepare conforming legislation for the next regular session; authorizes the agency to issue licenses for less than a specified time period and provides conditions therefor. Effective Date: October 1, 2006.

Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

HB 7155 by Governmental Operations Committee, Rivera (Similar CS/SB 1670, Compare HB 1251 CS)

State Financial Matters; Revises the method for calculating interest on certain moneys transferred between retirement accounts; provides for credit for military service of members of the Public Employee Optional Retirement Program; prescribes procedures to follow if a participant in the Public Employee Optional Retirement Program receives an invalid distribution; revises standards for determining eligibility of specified savings accounts, certificates of deposit, time drafts, bills of exchange, bonds, notes, and other instruments for investment by the State Board of Administration. Effective Date: July 1, 2006.

State Administration Council: Favorable

HB 7157 by Economic Development, Trade & Banking Committee, Bilirakis, Gottlieb (Compare HB 45 CS, CS/CS/SB 80)

Fraudulent Use or Possession of Identifying Information; Creates pt. IV of ch. 668, F.S., the Anti-Phishing Act; prohibits specified acts relating to fraudulent use or possession of identifying information; authorizes civil actions for violations; provides for injunctive relief and damages; authorizes courts to increase awards of actual damages; provides for recovery of attorney fees and court costs; provides for jurisdiction and venue; provides for deposit of specified moneys received by the Attorney General into the Legal Affairs Revolving Trust Fund; authorizes the Department of Legal Affairs to adopt rules; provides for nonapplication to specified entities' good faith handling of identifying information; specifies absence of liability of an interactive computer service provider for

actions taken to prevent violations of the act. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Commerce Council: Favorable

HB 7159 CS by Agriculture Committee, Poppell (Compare CS/SB 994)

Agriculture; Revises criteria for agricultural lands taken out of production by any state or federal eradication or quarantine program; requires the Department of Agriculture and Consumer Services to implement a citrus health plan for certain purposes; eliminates the authority of the department to remove and destroy certain citrus trees; deletes definitions and provisions relates to immediate final orders, notice to property owners, rulemaking authority, and the posting of certain orders, to conform; requires certain law enforcement officers to maintain order under certain circumstances involving the citrus canker disease management process; makes it unlawful to propagate certain citrus nursery stock on or after January 1, 2007, at sites and under certain conditions not approved by the department; provides exceptions; provides rulemaking authority; specifies regulation of certain varieties of citrus plants; provides exceptions; requires the department to establish certain regulated areas around commercial citrus nurseries; provides exceptions; provides for notice to property owners by immediate final order prior to removal of certain citrus trees; provides an appeal process for an immediate final order; provides for preemption to the state to regulate the removal and destruction of certain citrus plants; requires the department to relocate certain trees to certain locations; requires certain compensation claims to be filed by December 31, 2007; provides for the expiration of compensation claims not filed prior to January 1, 2008; provides for payment of claims by specified funds; provides for future repeal. Effective Date: upon becoming a law.

Agriculture & Environment Appropriations Committee: Favorable
With Committee Substitute; State Resources Council: Favorable
With Committee Substitute

HJR 7165 CS by Judiciary Committee, Simmons (Similar CS/SJR 1918)

Obsolete, Erroneous, and Inconsistent Provisions; Preservation of Certain Constitutional Provisions as Statutes; Proposes a revision of the whole State Constitution to delete obsolete provisions and correct errors in spelling, punctuation, and grammar, inconsistencies in wording and style, and other technical issues and to repeal specified provisions and preserve them in statute.

Justice Council: Favorable With Committee Substitute

HB 7169 by Juvenile Justice Committee, Culp (Compare HB 335 CS)

Juvenile Justice Pilot Program; Creates a pilot program that authorizes specified courts to select commitment programs for juvenile delinquents; provides definitions; provides program's purpose; requires the Department of Juvenile Justice to develop implementation procedures and to publish specified information about commitment programs on its website; provides procedures for the selection of commitment programs by courts; requires evaluation and reports by the Office of Program Policy and Government Accountability; specifies department and court

responsibilities relating to the reports; provides for future repeal. Effective Date: July 1, 2006.

Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

HB 7177 by Criminal Justice Committee, Kravitz (Compare SB 1522)

Time Limitations for Criminal Prosecutions; Specifies the applicability period of a provision allowing an additional limitations period for specified offenses in certain circumstances; provides that a prosecution for specified offenses, unless otherwise barred by law, may be commenced at any time after the date on which the identity of the accused is established, or should have been established by the exercise of due diligence, through the analysis of DNA evidence. Effective Date: July 1, 2006.

Justice Council: Favorable

HB 7179 by Finance & Tax Committee, Brummer (Similar SB 1198)

Corporate Income Tax; Provides for the adoption of the 2006 version of the Internal Revenue Code; provides for retroactive operation. Effective Date: upon becoming a law and shall operate retroactively to January 1, 2006.

Fiscal Council: Favorable

HB 7181 CS by State Administration Appropriations Committee, Berfield (Identical CS/SB 1716)

State Planning and Budgeting; Revises the membership of the Legislative Budget Commission; provides for the appointment of presiding officers; revises requirements for meetings and a quorum; revises requirements for appointing the staff of the commission; requires the commission to review budget amendments recommended by the Governor or Chief Justice; authorizes the commission to perform other duties prescribed by the Legislature; creates the Government Efficiency Task Force for the purpose of recommending improvements to governmental operations and cost reductions; provides for the Governor, the President of the Senate, and the Speaker of the House of Representatives to appoint its members; requires that the task force meet at 4-year intervals beginning on a specified date; authorizes the task force to conduct meetings through teleconferences; provides for members to be reimbursed for per diem and travel expenses; requires the task force to complete its work within 1 year and report to the Legislative Budget Commission, the Governor, and the Chief Justice of the Supreme Court; requires the legislative appropriations committees to prescribe the format of budget expenditure reports; specifies that the Financial Impact Estimating Conference is within the legislative branch of government and under the direction of the President of the Senate and the Speaker of the House of Representatives; revises provisions governing public meetings of the conference; redefines the term "consultation" and defines the term "long-range financial outlook" for purposes of state fiscal affairs; provides requirements for the long-range financial outlook prepared by the Legislative Budget Commission; requires state agencies to provide certain information; prescribes authority of the commission with respect to such information; specifies timeframes for the commission in completing the long-range financial outlook; clarifies certain requirements for legislative budget instructions; requires that fiscal impact statements be provided to the Legislative Budget Commission in addition to the legislative appropriations

committees; requires that such statements contain information concerning subsequent fiscal years; revises the date for the Governor's recommended budget to be furnished to the Legislature; authorizes the presiding officers of the Legislature to approve submission of the Governor's recommended budget at a later date than otherwise required; extends the deadline for production of the final budget. Effective Date: upon the effective date of the amendment to the State Constitution contained in 2005 Senate Joint Resolution No. 2144, or a similar constitutional amendment, relating to the state budgeting, planning, and appropriations processes.

Fiscal Council: Favorable With Committee Substitute

HB 7185 CS by Governmental Operations Committee, Rivera
(Similar CS/CS/SB 2518, Compare HB 1235)

Procurement of Contractual Services by a State Agency;

Revises provisions relating to procurement of contractual services by a state agency; prohibits a state agency from renewing or amending a contract for outsourcing under certain conditions; requires certain qualifications for persons chosen to conduct negotiations during specified procurements; requires the Department of Management Services to adopt rules governing those qualifications; requires that a specified statement be included in procurements of commodities and services which prohibits contact between respondents and specified employees of the executive and legislative branches; creates the Florida Efficient Government Act; provides legislative intent; provides that procurements of specified commodities and services are not subject to the act; provides definitions; creates the Council on Efficient Government within the Department of Management Services; provides the purpose and membership of the council; provides duties and responsibilities of the council; requires the council to review and issue advisory reports on certain state agency procurements; requires the department to employ adequate number of staff; requires the council to be headed by an executive director appointed by the Secretary of Management Services; requires state agencies to submit materials required by the council; provides requirements for certain business cases to outsource by a state agency; requires a state agency to develop a business case that describes and analyzes a contractual services procurement under consideration; provides that the business case is not subject to challenge or protest under the Administrative Procedure Act; provides required components of a business case; provides contract requirements for a proposed outsourcing; provides that a contract may not prohibit a contractor from lobbying the executive or legislative branches concerning specified contract issues, within specified time lines; requires that only public officers or employees shall perform certain functions; prohibits a contractor from participating in the procurement of contractual services by a state agency; repeals provisions which create the State Council on Competitive Government and provide duties and authority of the council; provides appropriations; provides that certain state agencies are subject to the act. Effective Date: upon becoming a law.

State Administration Appropriations Committee: Favorable With Committee Substitute; State Administration Council: Favorable With Committee Substitute

HB 7187 by Criminal Justice Committee, Kravitz (Compare HB 339 CS, CS/CS/SB 2278)

Criminal Justice; Ranks in the offense severity ranking chart of the Criminal Punishment Code several offenses relating to failure by a sexual predator or sexual offender to comply with certain

reporting requirements; requires a search of the National Sex Offender Public Registry before a person may work or volunteer at a place where children regularly congregate; requires that the court order electronic monitoring as a condition of probation or community control following a violation of probation or community control by certain offenders who are designated as sexual offenders or sexual predators; requires that the court order mandatory electronic monitoring as a condition of probation or community control supervision for certain sex offenders whose crimes involved young children; expands the eligibility criteria for the conditional release program. Effective Date: July 1, 2006.

Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

HB 7189 CS by Finance & Tax Committee, Brummer (Similar CS/SB 2548, Compare HB 7077 CS)

State Financial Matters; Provides for the moneys collected from the sale of the Florida Statutes or other publications to be deposited in a specified trust fund; requires the Chief Justice of the Supreme Court to develop program monitoring plans; requires that additional data be included in the plans for monitoring major programs of state agencies and the judicial branch and in the reviews of those programs; provides for the Office of Program Policy Analysis and Government Accountability to review agency and judicial branch performance standards and report to the Governor, the Legislature, and the Legislative Budget Commission; revises the annual appropriation to a certain legislative contingency fund; revises a provision relating to certain undisbursed balances of appropriations from the Biomedical Research Trust Fund; requires that the Governor provide prior notice of transfers between certain funds; replaces references to a 6-digit fund code in the Florida Accounting Information Resource Subsystem with a classification scheme consistent with the Department of Financial Services' financial systems; revises a provision relating to the numbering of warrants issued by the Chief Financial Officer; replaces a reference to certain vouchers with the terms "invoice" or "invoices"; clarifies that agencies or the judicial branch record and approve certain invoices by a specified date; revises provisions relating to the Department of Financial Services' approval of payment of certain invoices; provides that failure of a vendor to submit the appropriate federal taxpayer identification documentation to the department shall be deemed an error on the part of the vendor; removes a reference to the appropriations act in a provision relating to the purposes of the Florida Single Audit Act; revises the definition of "operating capital outlay"; provides the Legislature certain authority relating to qualified expenditure category funds; defines the terms "incurred obligation" and "salary rate reserve" for purposes of state fiscal affairs, appropriations, and budgets; revises requirements for information regarding performance measures to be included in the long-range program plans of state agencies and the judicial branch; revises a provision relating to making adjustments to long-range program plans; revises certain requirements for legislative budget requests; deletes a provision requiring agencies to maintain a certain performance accountability system and provide a list of performance measures; deletes a provision relating to adjustments to executive agency performance standards; deletes a provision relating to adjustments to judicial branch performance standards; provides for the responsibility of presiding over sessions of consensus estimating conferences; revises provisions relating to the principals of consensus estimating conferences; revises the duties of certain agencies relating to the Criminal Justice Estimating Conference, the Social Services Estimating Conference, and the Workforce Estimating Conference; clarifies the circumstances under which the Executive Office of the Governor and the Chief

Justice of the Supreme Court are required to provide notice to the chair and vice chair of the Legislative Budget Commission; provides that amendments to certain approved operating budgets are subject to objection procedures; requires that state agencies submit to the chair and vice chair of the Legislative Budget Commission a plan for allocating any lump-sum appropriation in a budget amendment; provides requirements for the Governor and the Chief Financial Officer relating to certain approved operating budgets for the legislative branch and appropriations made to the legislative branch; revises certain requirements for the performance standards included in an amended operating budget plan and request submitted to the Legislative Budget Commission; requires that each state agency and the judicial branch maintain a performance accountability system; requires agencies and the judicial branch to submit specified information to the Executive Office of the Governor and the Legislature or the Office of Program Policy Analysis and Government Accountability for review; provides guidelines for requests to delete or amend existing approved performance measures and standards; specifies authority of the Legislature relating to agency and judicial branch performance measures and standards; prohibits an agency from providing salary increases or pay additives for certain positions without legislative authorization; provides that certain transfers between budget entities are subject to objection procedures; clarifies provisions authorizing certain transfers of appropriations from trust funds; provides that requirements of specified provisions relating to appropriations being nontransferable do not apply to legislative branch budgets; revises the requirements for undisbursed balances of appropriations; revises a procedure for identifying and paying incurred obligations; removes a provision relating to notification to retain certain balances from legislative budget entities; provides that a transfer of moneys with a budget amendment following a state of emergency is subject to approval by the Legislative Budget Commission; requires the Chief Financial Officer to establish certain requirements by rule relating to the recording and inventory of certain state-owned property; requires the Chief Financial Officer to establish by rule certain requirements relating to the capitalization of certain property; revises responsibility for rules relating to maintaining records as to disposition of state-owned tangible personal property; revises a provision relating to use of moneys received from the disposition of state-owned tangible personal property; requires the Chief Financial Officer to establish by rule requirements relating to the recording and inventory of certain property owned by local governments; revises requirements relating to unexpended funds appropriated or provided for the Florida Turnpike Enterprise; revises requirements relating to unexpended funds appropriated to the Florida School for the Deaf and the Blind. Effective Date: July 1, 2006.

Fiscal Council: Favorable With Committee Substitute

HB 7197 by State Administration Appropriations Committee, Berfield (Similar CS/CS/SB 1678)

Governmental Operations; Provides legislative intent that all costs of providing a regulatory service or regulating a profession or business be borne solely by those who receive the service or who are subject to regulation; requires each state agency to annually examine the fees it charges for providing regulatory services and oversight to businesses or professions; provides criteria for the examination; requires, under specified circumstances, that each agency, as part of its legislative budget request, provide to the Governor and the Legislature alternatives to make a regulatory service or program self-sufficient or provide justification for a partial subsidy from other state funds; requires periodic review of regulatory fees by the Legislature. Effective Date: July 1, 2006.

Fiscal Council: Favorable

HB 7199 CS by Future of Florida's Families Committee, Galvano (Similar CS/CS/SB 2010)

Forensic Treatment and Training; Revises various provisions relating to the treatment and training of defendants who have mental illness, mental retardation, or autism; conforms provisions of law to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; revises legislative intent; revises provisions relating to the rights of forensic clients; revises provisions governing the involuntary treatment of clients; revises certain prohibitions on sexual misconduct involving covered persons; defines the term "covered person"; requires that notice of sexual misconduct be provided to the inspector general of the agency or department; provides that an escape or an attempt to escape from a civil or forensic facility constitutes a second-degree felony; requires department and agency rules to address the use of restraint and seclusion; provides requirements for such rules; revises provisions governing the training of mental health experts; requires that the court appoint experts to determine the mental condition of a criminal defendant; requires the department to provide the courts with a list of mental health professionals; revises provisions governing the evaluation of a defendant's competence to proceed; revises conditions under which a defendant may be involuntarily committed for treatment; revises provisions relating to dismissal of charges against a defendant adjudicated incompetent; clarifies that the determination of not guilty by reason of insanity is made under a specified Florida Rule of Criminal Procedure; provides for the continuing jurisdiction of the court over a defendant involuntarily committed due to mental illness; clarifies circumstances under which the court may order the conditional release of a defendant; requires that certain evaluations be conducted by qualified experts; requires the agency to provide the court with a list of available retardation and autism professionals; clarifies provisions governing the determination of a defendant's mental competence to proceed; revises provisions relating to the involuntary commitment of a defendant; requires that the department and agency submit an evaluation to the court before the transfer of a defendant from one civil or forensic facility to another; clarifies that the committing court retains jurisdiction over a defendant placed on conditional release; provides for the transfer of continuing jurisdiction to another court where the defendant resides; clarifies provisions governing the dismissal of charges against a defendant found to be incompetent to proceed due to retardation or autism; provides for the conditional release of a defendant to a civil facility. Effective Date: upon becoming a law.

Criminal Justice Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 7201 by Criminal Justice Committee, Kravitz (Identical SB 198)

Voyeurism; Revises the elements of the offense of voyeurism in order to eliminate acts of photographing, filming, videotaping, or recording, which are made a crime under the separate offense of video voyeurism; provides that a person commits the offense of voyeurism when he or she, with lewd, lascivious, or indecent intent, secretly observes another person when the other person is in a location that provides a reasonable expectation of privacy. Effective Date: July 1, 2006.

Justice Council: Favorable

HB 7207 by Agriculture & Environment Appropriations Committee, Mayfield (Compare SB 2484)

Water Management Districts; Provides that a water management district's millage rate is subject to annual authorization by the Legislature; requires the Legislature to annually review a district's millage rate; requires the Legislature to annually set the amount of revenue authorized to be raised by a district from ad valorem taxes; provides for the amount of authorized revenue to be raised by a district if the Legislature does not set the amount by a specified date; revises the beginning and ending dates of a districts' fiscal year; revises the date by which a district must submit a tentative budget to the Governor and the Legislature; eliminates the authorization for the Legislature to comment on such budgets; eliminates the requirement for districts to respond to such comments and to forward such responses to the Governor and Legislature; revises the date by which the Executive Office of the Governor must file a specified report with the Legislature; directs districts to implement conforming measures. Effective Date: July 1, 2007.

State Resources Council: Favorable; Fiscal Council: Favorable

HB 7209 by Governmental Operations Committee, Rivera (Identical CS/SB 1212)

Review under the Open Government Sunset Review Act regarding the Total Maximum Daily Load Program for State Waters; Removes the October 2, 2006, repeal scheduled under the Open Government Sunset Review Act for an exemption from public records requirements for specified agricultural records and financial information held by the Department of Agriculture and Consumer Services pursuant to pollution reduction measures established by the department; makes editorial changes. Effective Date: October 1, 2006.

Agriculture Committee: Favorable; State Administration Council: Favorable

HB 7217 CS by Future of Florida's Families Committee, Galvano (Similar CS/SB 1700, Compare HB 803 CS, SB 1762)

Child Support; Requires either or both parents who owe support to secure or object to the termination of a support award; provides conditions for the imputation of income by the court under certain circumstances; provides for the determination of net income; provides the child support guidelines schedule; provides for income levels above what is reflected in the schedule; revises amount of child care costs to be added to the basic child support obligation; revises method for calculating each parent's percentage share of child support need and calculating total minimum child support need; revises factors to be considered by the court in adjusting child support awards; provides for calculation of child support orders in cases of split parenting arrangements; specifies the method for determining a child support order amount; provides for the imputation of income; revises a threshold for arrearages before passport restrictions apply; requires the Department of Revenue to employ automated administrative enforcement of support orders in interstate cases; authorizes the department to establish a corresponding case; requires the Office of Program Policy Analysis and Government Accountability to evaluate and submit a report to the Governor and Legislature on state compliance with federally required review of child support guidelines. Effective Date: October 1, 2006.

Health & Families Council: Favorable With Committee Substitute

HB 7221 CS by Ethics & Elections Committee, Reagan

Campaign Financing; Provides additional registration and reporting requirements for organizations making expenditures for electioneering communications or accepting contributions for the purpose of making electioneering communications; revises certain filing requirements and reporting requirements for committees of continuous existence; provides additional reporting requirements for certain contributions made to persons making expenditures for electioneering communications; requires refund of certain contributions; provides registration and reporting requirements for state legislators, certain statewide officeholders, and candidates for such offices relating to contributions to organizations exempt under specified provisions of the Internal Revenue Code; provides an exemption. Effective Date: on July 1, 2006.

State Administration Council: Favorable With Committee Substitute

HB 7223 CS by Governmental Operations Committee, Rivera (Identical SB 512)

Review under the Open Government Sunset Review Act regarding Medical Records and Health Records; Removes the October 2, 2006, repeal scheduled under the Open Government Sunset Review Act for an exemption from public records requirements for personal identifying information, bank account numbers, and debit, charge, and credit card numbers contained in certain records held by the Department of Health which relate to an individual's personal health or eligibility for health services; removes the exemption for bank account numbers and debit, charge, and credit card numbers contained in such records. Effective Date: October 1, 2006.

State Administration Council: Favorable With Committee Substitute

HB 7233 CS by Governmental Operations Committee, Rivera (Similar CS/SB 792)

Review under the Open Government Sunset Review Act regarding the Communications Services Tax Simplification Law; Reorganizes and makes editorial changes to current provisions of the state revenue laws which provide an exemption from public records requirements for all information contained in returns, reports, accounts, or declarations received by the Department of Revenue, including investigative reports and information and letters of technical advice, under enumerated sections and chapters of the Florida Statutes; removes the scheduled repeal of the exemption from public records requirements for such information received by the department under the Communications Services Tax Simplification Law. Effective Date: October 1, 2006.

Finance & Tax Committee: Favorable With Committee Substitute; State Administration Council: Favorable

HB 7243 by Governmental Operations Committee, Rivera (Similar CS/SB 1438)

Custodial Requirements for Public Records; Organizes provisions relating to the maintenance, preservation, and retention of public records and the custodial requirements for confidential and exempt records; provides requirements with respect to the authority of a custodian of a public record to release the record; provides requirements with respect to retention of confidential and exempt records by an agency or other governmental entity;

authorizes a custodian of confidential and exempt records to require an agency or other governmental entity authorized to receive such record to acknowledge in writing the confidential and exempt status of such record; specifies that the act does not limit access to any record by an agency or entity acting on behalf of a custodian of public records, the Legislature, or pursuant to court order. Effective Date: July 1, 2006.

State Administration Council: Favorable

HB 7263 CS by Insurance Committee, Ross (Compare HB 533, HB 561 CS, SB 1124, SB 1596, CS/CS/CS/SB 2114)

Motor Vehicle Insurance; Requires motorcycle registrants to provide proof of security; provides specific requirements for reinstatement of a motorcycle license and registration; provides for reinstatement fees; requires proof of security for application of a motorcycle registration; requires owners and registrants of motorcycles to maintain specified security; requires medical payments and property damage coverage; authorizes alternative types of security; authorizes deductibles and applicability of the deductibles; makes an owner or registrant personally responsible for failure to maintain the required security; authorizes the Department of Highway Safety and Motor Vehicles to adopt rules; specifies minimum and maximum motor vehicle insurance premium discounts available under specified circumstances; requires the Department of Highway Safety and Motor Vehicles to require specified motor vehicle insurance policyholders to pass a written test for specified purposes; revises provisions relating to insurer requests for patient diagnostic or treatment information in disputes; provides for specified damages and attorney's fees in cases involving unfair trade practices by insurers; requires investigations by the Office of Insurance Regulation; provides for availability of

additional personal injury protection benefits for specified emergency services and care; provides limitations on the increased benefit; specifies application of specified attorney fee provisions to disputes; prohibits application of a contingency risk multiplier applicable to awards of attorney's fees in disputes; specifies additional information requirements for notification of an insured's right to receive personal injury protection benefits under the Florida Motor Vehicle No-Fault Law relating to anti-fraud rewards; requires specified insurers to provide medical payments motorcycle insurance coverage; provides requirements and limitations; provides penalties; specifies covered persons; authorizes insurers to offer various levels of deductibles for the medical payments coverage; requires the Florida Automobile Joint Underwriting Association to make coverage available under specified circumstances; requires the Financial Services Commission to adopt rules; specifies additional information to be included in a crash report; creates a rebuttable presumption relating to the existence of passengers in vehicles involved in a crash; provides an additional fee for specified offenses relating to insurance crimes; requires the Department of Highway Safety and Motor Vehicles to collect and deposit the fee into the Highway Safety Operating Trust Fund; provides an additional circumstance relating to insurance crimes for mandatory revocation of a person's driver's license; prohibits business solicitation by telephone from persons involved in a motor vehicle accident; prohibits scheming to create documentation of a motor vehicle crash that did not occur; provides a criminal penalty; provides that creating, marketing, or presenting fraudulent proof of motor vehicle insurance is a felony of the third degree; extends the repeal of the Florida Motor Vehicle No-Fault Law. Effective Date: October 1, 2006.

Commerce Council: Favorable With Committee Substitute

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